

SENATE JOURNAL

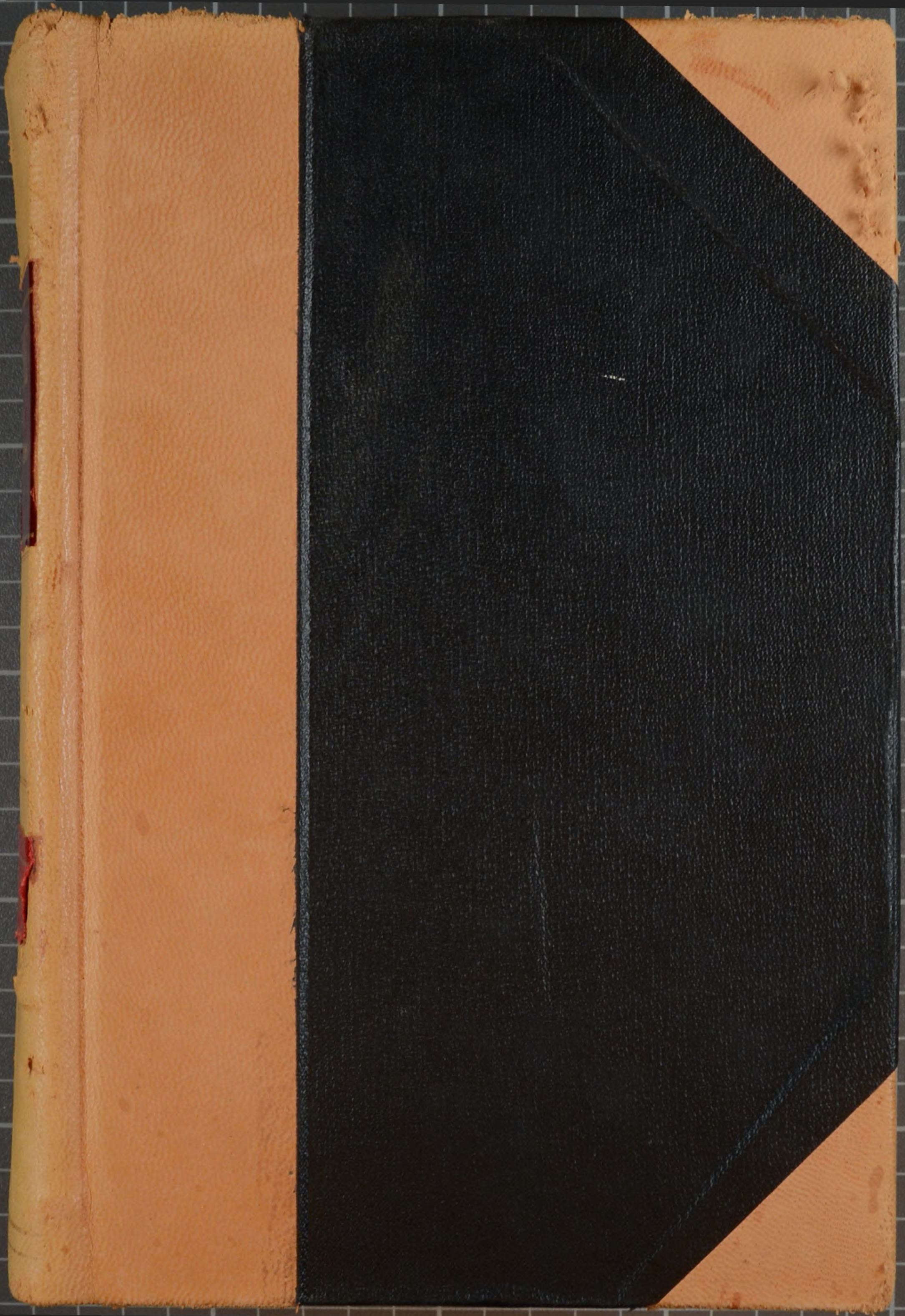
REGULAR SESSION

Twenty-Seventh Legislature of Oklahoma

1959

Convened January 6, 1959

Adjourned July 3, 1959



JOURNAL

of the

SENATE

of the

TWENTY-SEVENTH LEGISLATURE

of the

STATE OF OKLAHOMA



REGULAR SESSION

Convened January 6, 1959

Adjourned July 3, 1959

OFFICERS OF THE SENATE

Twenty-Seventh Legislature

Regular Session

GEORGE NIGH, McAlester.....	PRESIDENT
HAROLD T. GARVIN, Duncan.....	PRESIDENT PRO TEMPORE
CHARLES M. WILSON, Sayre.....	MAJORITY FLOOR LEADER
TOM PAYNE, Jr., Okmulgee.....	ASSISTANT MAJORITY FLOOR LEADER
TOM H. MORFORD, Cherokee.....	MINORITY FLOOR LEADER
LEO WINTERS, Norman.....	SECRETARY
W. E. SHIPLEY (Miss), Oklahoma City.....	CHIEF JOURNAL CLERK
KATHERINE MANTON, Oklahoma City.....	ASSISTANT JOURNAL CLERK
GEORGE O'NEAL, Oklahoma City.....	CALENDAR CLERK
MARJORIE MOSER, Oklahoma City.....	CHIEF ENG. and ENR. CLERK
FRANK TRUEL, Oklahoma City.....	SERGEANT-AT-ARMS
CHESTER LAMB, Oklahoma City.....	1st ASST. SERGEANT-AT-ARMS
THE REV. PAUL R. PALMER, Duncan, Rector of All Saints Episcopal Church (1st 10 days).....	CHAPLAIN

CALENDAR MONTHS OF 27th LEGISLATURE REGULAR SESSION—1959

Convened January 6, 1959—Adjourned July 3, 1959

(Legislative Days shown in bold face type)

1959		JANUARY					1959
SUN	MON	TUE	WED	THU	FRI	SAT	
				1	2	3	
4	5	6	7	8	9	10	
11	12	13	14	15	16	17	
18	19	20	21	22	23	24	
25	26	27	28	29	30	31	

1959		APRIL					1959
SUN	MON	TUE	WED	THU	FRI	SAT	
			1	2	3	4	
5	6	7	8	9	10	11	
12	13	14	15	16	17	18	
19	20	21	22	23	24	25	
26	27	28	29	30			

1959		FEBRUARY					1959
SUN	MON	TUE	WED	THU	FRI	SAT	
1	2	3	4	5	6	7	
8	9	10	11	12	13	14	
15	16	17	18	19	20	21	
22	23	24	25	26	27	28	

1959		MAY					1959
SUN	MON	TUE	WED	THU	FRI	SAT	
					1	2	
3	4	5	6	7	8	9	
10	11	12	13	14	15	16	
17	18	19	20	21	22	23	
24	25	26	27	28	29	30	
31							

1959		MARCH					1959
SUN	MON	TUE	WED	THU	FRI	SAT	
1	2	3	4	5	6	7	
8	9	10	11	12	13	14	
15	16	17	18	19	20	21	
22	23	24	25	26	27	28	
29	30	31					

1959		JUNE					1959
SUN	MON	TUE	WED	THU	FRI	SAT	
	1	2	3	4	5	6	
7	8	9	10	11	12	13	
14	15	16	17	18	19	20	
21	22	23	24	25	26	27	
28	29	30					

1959		JULY					1959
SUN	MON	TUE	WED	THU	FRI	SAT	
			1	2	3	4	
5	6	7	8	9	10	11	
12	13	14	15	16	17	18	
19	20	21	22	23	24	25	
26	27	28	29	30	31		

(Oklahoma Supreme Court Opinion, No. 22,184, filed March 26, 1931, held: "LEGISLATIVE DAY"—a day in which Legislature convened and actually engaged in business.)

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INTERIM COMMITTEES

(Immediately preceding Page 1)

FINALLY APPROVED

SENATE COMMITTEE ASSIGNMENTS

Page 1371

MEMBERSHIP OF SENATE

(Terms expire 1960)

D i s t	NAME	P o l	COUNTIES	ADDRESS
2	Charles M. Wilson	D	Beckham, Dewey, Ellis, Roger Mills	Sayre
4	Basil R. Wilson	D	Greer, Harmon	Mangum
6	*Ed Berrong	D	Custer, Kiowa, Washita	Weatherford
8	Floyd E. Carrier	R	Garfield	Carrier
10	Robert H. Breeden	R	Noble, Pawnee	Cleveland
12	Louis H. Ritzhaupt	D	Logan	Guthrie
13	Oliver C. Walker	D	Lincoln, Pottawatomie	Dale
14	George Miskovsky	D	Canadian, Oklahoma	Oklahoma City
15	Don Baldwin	D	Caddo, Grady	Anadarko
16	Roy C. Boecher	D	Blaine, Kingfisher	Kingfisher
17	Fred R. Harris	D	Comanche, Cotton, Jefferson, Stephens	Lawton
18	Tom Tipps	D	Carter	Ardmore
19	Herbert Hope	D	Garvin, Cleveland, McClain	Pauls Valley
20	Keith Cartwright	D	Bryan, Choctaw	Durant
22	Hugh M. Sandlin	D	Hughes, Okfuskee	Holdenville
24	Leroy McClendon	D	McCurtain, Pushmataha	Idabel
26	Gene Herndon	D	Love, Marshall	Madill
27	*Milam King	D	Haskell, McIntosh, Muskogee	Checotah
28	Ray Fine	D	Adair, Cherokee, Sequoyah	Gore
30	J. R. Hall, Jr.	D	Delaware, Ottawa	Miami
32	Tom Payne, Jr.	D	Okmulgee, Wagoner	Okmulgee
34	Frank Mahan	D	Osage, Washington	Fairfax

*—Unexpired Term.

MEMBERSHIP OF SENATE

(Terms expire 1962)

D i s t	NAME	P O l	COUNTIES	ADDRESS
1	Leon B. Field	D	Beaver, Cimarron, Harper, Texas	Texhoma
2	S. S. McColgin	D	Beckham, Dewey, Ellis, Roger Mills	Reydon
3	Ben B. Easterly	D	Woods, Woodward	Alva
5	Ryan Kerr	D	Jackson, Tillman	Altus
6	Byron Dacus	D	Custer, Kiowa, Washita	Hobart
7	Tom H. Morford	R	Alfalfa, Major	Cherokee
9	Roy E. Grantham	D	Kay, Grant	Ponca City
11	Everett S. Collins	D	Creek, Payne	Sapulpa
13	Boyd Cowden	D	Lincoln, Pottawatomie	Chandler
14	Jean L. Pazoureck	D	Canadian, Oklahoma	El Reno
15	Walt Allen	D	Caddo, Grady	Chickasha
17	Harold T. Garvin	D	Comanche, Cotton, Jefferson, Stephens	Duncan
19	Robert L. Bailey	D	Garvin, Cleveland, McClain	Norman
21	Clem M Hamilton	D	Latimer, LeFlore	Heavener
23	Buck Cartwright	D	Pontotoc, Seminole	Wewoka
25	Gene Stipe	D	Pittsburg	McAlester
27	Harold R. Shoemake	D	Haskell, McIntosh, Muskogee	Muskogee
29	George P. Pitcher	D	Craig, Mayes	Vinita
31	Yates A. Land	D	Tulsa	Tulsa
33	Clem McSpadden	D	Nowata, Rogers	Nowata
35	Bob A. Trent	D	Atoka, Coal	Caney
36	Joe Bailey Cobb	D	Murray, Johnston	Tishomingo

INTERIM COMMITTEE APPOINTMENTS

by

President Pro Tempore Harold T. Garvin

(Made during and following adjournment of the 27th Legislature)

As provided under various Statutes and Resolutions, the following named members of the Senate have been appointed to the Interim Committees indicated:

EXECUTIVE COMMITTEE—State Legislative Council, Title 74 O. S. 1951 § 456:

Allen, Baldwin, Breeden, Cartwright (Bryan), Field, Grantham, Shoemake, Wilson (Beckham), Wilson (Greer), Dacus, (Garvin Ex Officio, Vice Chairman)

LEGISLATIVE AUDIT COMMITTEE—Title 74 O. S. 1951 § 463:

Wilson (Beckham), Vice Chairman; Berrong, Breeden, Field.

SOUTH CENTRAL INTERSTATE FOREST FIRE PROTECTION COMPACT—Title 74 Supp. 1953 § 354.4:

McClendon.

COMMITTEE ON INTERSTATE COOPERATION—Title 74 O. S. Supp. 1955 § 423:

Garvin, Chm.; Baldwin, Field, McSpadden, Tipps, Wilson (Beckham).

SPECIAL COMMITTEE ON COMMERCIAL LAW—HCR 544 (1959):

King, V. Chm.; Morford, Sandlin.

STUDY OF CONSUMER FINANCE, USURY, SALES FINANCE AND ALLIED LAWS—HCR 546 (1959):

Grantham, V. Chm.; Bailey.

STUDY PROBLEMS OF URBAN AND RURAL AREAS—HCR 547 (1959):

Allen, V. Chm.; Fine, Land, Mahan.

REVISE AND CODIFY LAWS ON HIGHER EDUCATION—SCR 18 (1959):

Bailey, Chm.; Collins, Dacus, Easterly.

STUDY OF SERVICES FOR THE DISABLED CITIZENS—SCR 23 (1959):

Ritzhaupt, Chm.; Kerr, Trent, Wilson (Greer).

FEASIBILITY OF FUTURE TURNPIKE PROJECTS—SCR 27 (1959):

Harris, Chm.; Cartwright (Bryan), Miskovsky, Shoemake, Stipe.

TO PARTICIPATE IN THE NATIONAL EDUCATION TOUR OF RUSSIA—SR 66 (1959):

Trent.

INTERIM COMMITTEE APPOINTMENTS

(Continued)

TO STUDY NEED FOR AND THE EFFECTUATION OF REDECORATING, MODERNIZING AND REFURBISHING SENATE CHAMBER—SR 77 (1959):

Wilson (Beckham), Payne, Hope, Wilson (Greer), Cartwright (Bryan).

GRDA—HR 582 (1959):

Pitcher, V. Chm.; Boecher, Hall.

TO MAKE STUDY AND RECOMMENDATIONS ON PUBLIC SCHOOL EDUCATION—SJR 31 (1959):

Cartwright (Seminole), Carrier, Cowden, Hamilton, Pazoureck.

Senate Journal

of the Twenty-Seventh Legislature of the State of Oklahoma

First Legislative Day, Tuesday, January 6, 1959

The Senate of the Twenty-Seventh Legislature of the State of Oklahoma met today at 12:00 noon, as prescribed by Section 26 of Article 5 of the Oklahoma Constitution, and was called to order by its President, Lieutenant Governor Cowboy Pink Williams.

The roll was called of the hold-over members of the Senate, resulting as follows:

Present: Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Fine, Hall, Harris, Herndon, Hope, McClendon, Mahan, Miskovsky, Payne, Ritzhaupt, Sandlin, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—20.

COMMUNICATIONS

The following Communications were read:

January 6, 1959

TO THE PRESIDENT, OKLAHOMA SENATE

27th Legislature

Building

Sir:

Upon the face of the returns of the General Election, held November 4, 1958, 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-Seventh Legislature:

NAME	POL	ADDRESS	DISTRICT NUMBER
Leon B. Field	D	Texhoma	1
S. S. McColgin	D	Reydon	2
Ben B. Easterly	D	Alva	3
Ryan Kerr	D	Altus	5
Byron Dacus	D	Gotebo	6
Tom H. Morfor ¹	R	Cherokee	7
Roy E. Grantham	D	Ponca City	9
Everett S. Collins	D	Sapulpa	11
Boyd Cowden	D	Chandler	13
Jean L. Pazoureck	D	El Reno	14
Walt Allen	D	Chickasha	15
Harold T. Garvin	D	Duncan	17
Robert L. Bailey	D	Norman	19
Clem Hamilton	D	Heavener	21
Buck Cartwright	D	Wewoka	23
Gene Stipe	D	McAlester	25
Harold R. Shoemake	D	Muskogee	27

George P. Pitcher	D	Vinita	29
Yates A. Land	D	Tulsa	31
Clem McSpadden	D	Nowata	33
Bob A. Trent	D	Caney	35
Joe Bailey Cobb	D	Tishomingo	36

Respectfully submitted,

LEO WINTERS, Secretary

January 6, 1959

TO THE PRESIDENT
OKLAHOMA STATE SENATE
27TH LEGISLATURE
BUILDING

Sir:

Upon the face of the returns of the Special Election, held on the 4th day of November, 1958, as certified to this office by the County Election Board of Custer, County, which comprises the 6th Senatorial District of the State of Oklahoma, said district is divided into two nominating districts, Custer County nominating, the following named appears to have been regularly elected to membership in the Senate of Oklahoma from the 6th Senatorial District, to fill an unexpired term, and, accordingly, Certificate of Election has heretofore been issued to him by this Board, entitling him to participate in the preliminary organization of the Senate of the 27th Oklahoma Legislature:

6TH SENATORIAL DISTRICT:

ED BERRONG, DEM., WEATHER-FORD.

Respectfully submitted,
LEO WINTERS, Secretary

January 6, 1959

TO THE PRESIDENT
OKLAHOMA STATE SENATE
27TH LEGISLATURE
BUILDING

Sir:

Upon the face of the returns of the Special Election, held on the 4th day of

November, 1958, as certified to this office by the County Election Board of Haskell and McIntosh counties which comprises the 27th Senatorial District of the State of Oklahoma, said district is divided into two nominating districts, Haskell and McIntosh counties nominating, the following named appears to have been regularly elected to membership in the Senate of Oklahoma from the 27th Senatorial District, to fill an unexpired term, and, accordingly, Certificate of Election has heretofore been issued to him by this Board, entitling him to participate in the preliminary organization of the Senate of the 27th Oklahoma Legislature:

27TH SENATORIAL DISTRICT:

MILAM M. KING, DEM., CHECOTAH.

Respectfully submitted,
LEO WINTERS, Secretary

Senator Wilson (Beckham) moved that a Credentials Committee be appointed to make investigation and report as to the newly elected members of the Senate, which motion prevailed, the President appointing Senators Boecher, Carrier and Miskovsky.

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

The Senate reassembled, with the President presiding.

Senator Boecher, 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:

NAME	POL	ADDRESS	DISTRICT NUMBER
Leon B. Field	D	Texhoma	1
S. S. McColgin	D	Reydon	2
Ben B. Easterly	D	Alva	3
Ryan Kerr	D	Altus	5
Byron Dacus	D	Gotebo	6
Ed Berrong (unexpired term)	D	Weatherford	6
Tom H. Morford	R	Cherokee	7
Roy E. Grantham	D	Ponca City	9
Everett S. Collins	D	Sapulpa	11
Boyd Cowden	D	Chandler	13
Jean L. Pazoureck	D	El Reno	14
Walt Allen	D	Chickasha	15
Harold T. Garvin	D	Duncan	17
Robert L. Bailey	D	Norman	19
Clem Hamilton	D	Heavener	21
Buck Cartwright	D	Wewoka	23
Gene Stipe	D	McAlester	25
Harold R. Shoemake	D	Muskogee	27
Milam M. King (unexpired term)	D	Checotah	27
George P. Pitcher	D	Vinita	29
Yates A. Land	D	Tulsa	31
Clem McSpadden	D	Nowata	33
Bob A. Trent	D	Caney	35
Joe Bailey Cobb	D	Tishomingo	36

ROY C. BOECHER,
Chairman, Credentials Committee

F. E. CARRIER,
Member

GEORGE MISKOVSKY,
Member

Roll call of the newly elected members resulted as follows:

Present: Allen, Bailey, Berrong, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Kerr, King, Land, McColgin, McSpadden, Morford, Pazoureck, Pitcher, Shoemake, Stipe, Trent, —24.

The newly elected members assembled before the Bar of the Senate, where

Oaths of Office were administered to them by the Honorable Kirksey Nix, Judge of the Criminal Court of Appeals and a former member of the Senate.

The President ordered the roll called of the entire membership of the Senate, which resulted as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly,

Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—44.

The President declared a quorum present and the Senate of the Twenty-Seventh Legislature duly assembled.

Prayer was offered by The Reverend Paul R. Palmer, Rector of All Saints Episcopal Church, Duncan, Oklahoma.

Senator Wilson (Greer) moved that the Rules of the 26th Session be adopted as the temporary Rules of the Senate for the 27th Session, which motion prevailed.

ELECTION OF OFFICERS

Pursuant to the action of the Democratic Caucus, held August 25, 1958, the Senate proceeded with the election of its officers for the 27th Legislature.

Senator Baldwin placed in nomination the name of Senator Harold T. Garvin, as President Pro Tempore of the Senate. The motion was seconded by Senators Field and Ritzhaupt.

Senator Wilson (Beckham) moved that nominations for the office of President Pro Tempore be closed, which motion was unanimously adopted.

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

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breedon, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused from Voting: Garvin.—1.

Not Voting: Morford.—1.

The President declared Harold T. Garvin elected President Pro Tempore of the Senate for the 27th Legislature.

Senator Wilson (Beckham) moved that a committee be appointed to escort Senator Garvin to the President's desk, which motion prevailed, the President appointing Senators Collins, Mahan and Cartwright (Bryan).

President Pro Tempore Garvin was presented to the Senate by its President, following which the newly elected President Pro Tempore said, in substance: that he had been unusually blest with good things—more pleasures, more honors, more privileges accorded him than one should ever expect, but that of all those he had received the one accorded him at this moment was the greatest of his life, and that until breath left his body it would be that way; and that it was his prayer that his activities would be such that they would reflect credit and honor to them, the members of the Senate; that the legislature stood on the threshold of a wonderful opportunity for development and helpful benefits for this state; that there must be a cooperative attitude between the Senate and the House, and between the Legislature and the Governor, and he urged that members approach this session each day with open mindedness, fairness, a cooperative attitude and without rancor to the end that the good of the people of the state might be served.

President Pro Tempore Garvin presiding.

Senator Baldwin introduced Mrs. Garvin, wife of the President Pro Tempore, and his mother, Mrs. Knox Garvin.

Senator Allen paid tribute to the outgoing President Pro Tempore, Senator Don Baldwin, and upon his suggestion the Senate gave him a standing ovation.

Senator Wilson (Beckham) having been chosen at the Democratic Caucus, held August 25, 1958, as Majority Floor

Leader of the Senate, it was upon motion of Senator Easterly, seconded by Senator Collins, that he was declared by acclamation the Senate's Majority Floor Leader for the 27th Legislature.

Senator Payne having been chosen at the Democratic Caucus, held August 25, 1958, as Assistant Majority Floor Leader of the Senate, it was upon motion of Senator Harris, seconded by Senator Herndon, that he was declared by acclamation the Senate's Assistant Majority Floor Leader for the 27th Legislature.

Senator Field moved that Leo Winters be elected by acclamation as Secretary of the Senate for the 27th Legislature, which motion was seconded by Senators Dacus and Miskovsky, and adopted, following which, he was declared elected Secretary.

Senator Wilson (Greer) moved that Miss W. E. (Bill) Shipley be elected by acclamation, as Chief Journal Clerk of the Senate for the 27th Legislature, which motion was seconded by Senator Miskovsky, and adopted, following which, she was declared elected Chief Journal Clerk.

Senator Allen moved that Frank Truel be elected by acclamation as Sergeant-at-Arms of the Senate for the 27th Legislature, which motion was seconded by Senator Dacus and adopted, following which he was declared elected Sergeant-at-Arms.

Senator Wilson (Beckham) moved that a committee on Seating Arrangements of the members of the Senate be appointed, which motion was declared adopted, the President Pro Tempore appointing Senators Cowden, Breeden and Tipps.

The Senate was declared at ease, pending report of the Committee on Seating Arrangements for members.

The Senate reassembled, with President Pro Tempore Garvin presiding.

Senator Cowden, on behalf of the

Committee appointed on Seating Arrangements, reported that the seating of the Majority Members would be in conformity with Senate Rule 6, and that the Minority Members of the Senate would be assigned to the three (3) seats in the northwest corner of the Chamber, following which the Report was declared adopted and the seating of members was proceeded with.

Senator Wilson (Beckham) moved that the President Pro Tempore appoint a committee with instructions to notify the Honorable Raymond Gary, the Governor of the State of Oklahoma, that the Senate is organized and ready to transact any business which may properly come before it, which motion was declared adopted, the President Pro Tempore appointing Senators Dacus, Ritzhaupt and Fine.

Senator Payne moved that the President Pro Tempore appoint a committee to notify the Honorable House that the Senate is organized and ready to transact business which may properly come before it, and to confer with a like committee from the Honorable House in establishing a time for a Joint Session of the 27th Legislature, which motion was declared adopted, the President Pro Tempore appointing Senators Cartwright (Seminole), Pazoureck and Pitcher.

Senator Wilson (Beckham) moved that a Committee of 9 be appointed to serve as the Committee on Committees and Rules, which motion prevailed, the President Pro Tempore appointing Senators Wilson (Greer), Field, Cartwright (Bryan), Cowden, Ritzhaupt, Harris, Shoemake, Hall and Grantham.

The Sergeant-At-Arms announced the presence of a committee from the Honorable House, headed by Representative Spear, who advised the Senate that the House is organized and ready to transact business.

Senator Payne moved that a Committee on Employment and Printing be ap-

pointed, which motion was declared adopted, the President Pro Tempore appointing Senators Easterly, Ritzhaupt and Kerr.

Senator Payne moved that a committee on mileage be appointed, which motion was declared adopted, the President Pro Tempore appointing Senators Trent, Hamilton and Berrong.

Senator Cobb asked that the record show that he, Senators McClendon and Collins were excused until such time as they might return to the Chamber, which was the order.

Senator Dacus, on behalf of the Committee appointed to notify the Governor that the Senate is organized and ready to transact any business which might come before it, reported the duty performed.

Senator Wilson (Greer) on behalf of the Committee on Committees and Rules, submitted the following Report, which was declared adopted:

Mr. President: We, your Committee on Committees and Rules, wish to make the following report on Senate Standing Committees for the 27th Legislative Session:

AGRICULTURE—11

Fine, Chairman
Dacus, Vice Chairman

Berrong	Grantham
Boecher	Kerr
Cobb	McColgin
Collins	Morford
Easterly	

APPROPRIATIONS AND BUDGET—23

Hope, Chairman	
Bailey, Vice Chairman	
Allen	Hall
Berrong	Hamilton
Breeden	Herndon
Carrier	Land
Cartwright	McClendon
(Bryan)	McColgin
Collins	McSpadden
Dacus	Pitcher
Easterly	Ritzhaupt

Field	Tipps
Grantham	Wilson (Greer)

AVIATION—5

McColgin, Chairman	
Breeden, Vice Chairman	
Field	Tipps
Miskovsky	

BANKS AND BANKING—5

Carrier, Chairman	
Sandlin, Vice Chairman	
Bailey	Hope
Baldwin	

BUSINESS AND INDUSTRY—7

Wilson (Greer), Chairman	
Pitcher, Vice Chairman	
Hope	Pazoureck
McClendon	Stipe
Payne	

CRIMINAL JURISPRUDENCE—5

Mahan, Chairman	
Miskovsky, Vice Chairman	
Allen	Hall
Bailey	

CONSTITUTIONAL AMENDMENTS, INITIATIVE AND REFERENDUM AND CODE REVISION—11

Cowden, Chairman	
Hall, Vice Chairman	
Grantham	Payne
Harris	Ritzhaupt
King	Sandlin
McClendon	Shoemaker
McSpadden	

CONGRESSIONAL AND LEGISLATIVE REDISTRICTING—5

Harris, Chairman	
Herndon, Vice Chairman	
Bailey	Pazoureck
Baldwin	

COUNTY GOVERNMENT—8

Sandlin, Chairman	
King, Vice Chairman	
Baldwin	Herndon
Carrier	Payne
Cartwright	Stipe
(Bryan)	

ECONOMIC AND INDUSTRIAL DEVELOPMENT—5

Walker, Chairman
 Kerr, Vice Chairman
 Bailey Boecher
 Berrong

EDUCATION—12

Hamilton, Chairman
 Collins, Vice Chairman
 Breden Ritzhaupt
 Cowden Tipps
 Dacus Trent
 Easterly Walker
 Kerr Wilson (Greer)

EMPLOYMENT AND PRINTING—3

Easterly, Chairman
 Ritzhaupt, Vice Chairman
 Kerr

ENGROSSED AND ENROLLED BILLS—3

Breden, Chairman
 Easterly, Vice Chairman
 King

GAME AND FISH—5

Boecher, Chairman
 Field, Vice Chairman
 Allen Trent
 Kerr

INSURANCE—11

Field, Chairman
 Berrong, Vice Chairman
 Allen Payne
 Bailey Pitcher
 Baldwin Shoemake
 Dacus Stipe
 Morford

JUDICIARY—8

Grantham, Chairman
 Cartwright (Seminole), Vice Chairman
 Harris Pazoureck
 Hope Pitcher
 King Sandlin

LABOR RELATIONS—5

Dacus, Chairman
 Trent, Vice Chairman
 McColgin Pazoureck
 Payne

MILITARY AND VETERANS' AFFAIRS—5

Tipps, Chairman
 Grantham, Vice Chairman
 Fine Morford
 McSpadden

MUNICIPAL GOVERNMENT—5

Miskovsky, Chairman
 Stipe, Vice Chairman
 Land Walker
 Mahan

OIL AND GAS—10

Baldwin, Chairman
 Land, Vice Chairman
 Cartwright Grantham
 (Seminole) Mahan
 Collins Miskovsky
 Cowden Shoemake
 Field

PARKS AND RECREATION—5

Hall, Chairman
 Cowden, Vice Chairman
 Boecher Pitcher
 Fine

PENAL INSTITUTIONS—6

Stipe, Chairman
 Cobb, Vice Chairman
 Hamilton Trent
 Herndon Wilson (Greer)

PLANNING AND RESOURCES—7

Cobb, Chairman
 McSpadden, Vice Chairman
 Boecher Herndon
 Cartwright Tipps
 (Bryan)

PRIVILEGES AND ELECTIONS—5

McClendon, Chairman
 Carrier, Vice Chairman
 Cartwright Cobb
 (Seminole) Payne

PUBLIC HEALTH—6

Ritzhaupt, Chairman
 Morford, Vice Chairman
 Berrong King
 Hall Land

PUBLIC LANDS—5

Herndon, Chairman
 Tipps, Vice Chairman
 Easterly McColgin
 Hope

PUBLIC SAFETY—6

Collins, Chairman
 Allen, Vice Chairman
 Breedon Harris
 Cartwright Wilson (Greer)
 (Seminole)

PUBLIC SERVICE
CORPORATIONS—5

Allen, Chairman
 Walker, Vice Chairman
 Cowden Shoemake
 Hamilton

REVENUE AND TAXATION—15

Shoemake, Chairman
 Pazoureck, Vice Chairman
 Carrier Hope
 Cartwright King
 (Seminole) Land
 Cobb Mahan
 Cowden Miskovsky
 Fine Morford
 Hamilton Walker

ROADS AND HIGHWAYS—24

Cartwright (Bryan), Chairman
 Harris, Vice Chairman
 Berrong Land
 Breedon McClendon
 Cartwright McColgin
 (Seminole) McSpadden
 Cobb Mahan

Collins Miskovsky
 Dacus Morford
 Field Pazoureck
 Fine Sandlin
 Hall Shoemake
 Hamilton Trent
 Kerr Walker

SENATE AND LEGISLATIVE
AFFAIRS—See Col. 1—Page 43.

SOCIAL WELFARE—8

Trent, Chairman
 McClendon, Vice Chairman
 Cartwright Ritzhaupt
 (Bryan) Stipe
 Fine Wilson (Greer)
 Pitcher

STATE AND FEDERAL
GOVERNMENT—8

McSpadden, Chairman
 Mahan, Vice Chairman
 Baldwin Harris
 Boecher Sandlin
 Carrier
 Cartwright
 (Bryan)

 Respectfully submitted,
 Wilson (Greer), Chairman
 Committee on Committees
 and Rules

Senator Trent, on behalf of the Committee on mileage allowance for members of the Senate, submitted the following report, which was declared adopted:

Mr. President:

We, your Committee on Mileage allowance for members of the Senate beg to submit herewith the following report:

NAME	POL	ADDRESS	DIST.		
			NO.	MILEAGE	AMOUNT
Leon B. Field	D	Texhoma	1	574	\$57.40
S. S. McColgin	D	Reydon	2	346	34.60
Charles M. Wilson	D	Sayre	2	280	28.00
Ben B. Easterly	D	Alva	3	306	30.60
Basil R. Wilson	D	Mangum	4	290	29.00
Ryan Kerr	D	Altus	5	378	37.80
Byron Dacus	D	Gotebo	6	202	20.20
Ed Berrong	D	Weatherford	6	146	14.60
Tom Morford	R	Cherokee	7	268	26.80

Floyd E. Carrier	R	Carrier	8	194	19.40
Roy E. Grantham	D	Ponca City	9	212	21.20
Robert H. Breeden	R	Cleveland	10	208	20.80
Everett S. Collins	D	Sapulpa	11	210	21.00
Louis H. Ritzhaupt	D	Guthrie	12	60	6.00
Boyd Cowden	D	Chandler	13	100	10.00
Oliver C. Walker	D	Dale	13	66	6.60
Jean L. Pazoureck	D	El Reno	14	56	5.60
George Miskovsky	D	Okla. City	14	None	None
Walt Allen	D	Chickasha	15	104	10.40
Don Baldwin	D	Anadarko	15	132	13.20
Roy C. Boecher	D	Kingfisher	16	88	8.80
Harold Garvin	D	Duncan	17	186	18.60
Fred R. Harris	D	Lawton	17	200	20.00
Tom Tipps	D	Ardmore	18	208	20.80
Robert L. Bailey	D	Norman	19	38	3.80
Herbert Hope	D	Pauls Valley	19	140	14.00
Keith Cartwright	D	Durant	20	302	30.20
Clem M. Hamilton	D	Heavener	21	438	43.80
Hugh M. Sandlin	D	Holdenville	22	162	16.20
Buck Cartwright	D	Wewoka	23	138	13.80
Leroy McClendon	D	Idabel	24	456	45.60
Gene Stipe	D	McAlester	25	260	26.00
Gene Herndon	D	Madill	26	254	25.40
Harold R. Shoemake	D	Muskogee	27	294	29.40
Milam M. King	D	Checotah	27	250	25.00
Ray Fine	D	Gore	28	304	30.40
George P. Pitcher	D	Vinita	29	366	36.60
J. R. Hall, Jr.	D	Miami	30	426	42.60
Yates Land	D	Tulsa	31	238	23.80
Tom Payne, Jr.	D	Okmulgee	32	220	22.00
Clem McSpadden	D	Nowata	33	340	34.00
Frank Mahan	D	Fairfax	34	222	22.20
Bob A. Trent	D	Caney	35	314	31.40
Joe Bailey Cobb	D	Tishomingo	36	234	23.40

BOB A. TRENT,

Chairman, Mileage Committee

Clem Hamilton,

Ed Berrong, Members

Upon motion of Senator Wilson (Beckham), the members appointed to the several Standing Committees, as shown by the Report of the Committee on Committees and Rules, were declared elected by the Senate to serve as members of said committees.

The President Pro Tempore announced that the President of the Senate had received a lovely bouquet of yellow chrysanthemums for his desk, and the

Senate had been given a huge basket of gladiolas and boutonnières for each member and ash trays for their desks with the compliments of the Oklahoma City Chamber of Commerce.

Senator Ritzhaupt moved that the President of the Senate be authorized to convey thanks to the Oklahoma City Chamber of Commerce for the lovely flowers and ash trays, which was the order.

Senator Cartwright (Seminole), on behalf of the Committee appointed to notify the Honorable House the Senate is organized and ready to transact any business that might properly come before it and to confer with a like Committee from the Honorable House in arranging for a Joint Session, reported the duty performed, advising the hour of 2:00 p. m., had been agreed upon for the Joint Session.

Senator Wilson (Beckham) called for the Regular Order of Business.

FIRST READING

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

SB 1—By Miskovsky, Cartwright (Bryan) of the Senate, Andrews of the House—An act providing for the manufacture, storage, sale, possession, transportation, importation, distribution and use of spirituous, vinous, and malt beverages containing more than three and two-tenths percent (3.2%) of alcohol by weight; establishing the Oklahoma alcoholic beverage control board; providing for the levying and collection of taxes on such beverages and license fees for the sale thereof; defining violations of the act and prescribing the penalties therefor; providing for the administration and enforcement of the act and making appropriations therefor; allocating the revenues derived thereunder; and repealing all laws or parts of laws inconsistent herewith.

SB 2—By Wilson (Beckham), Allen, Cartwright (Seminole), Easterly, Field, Pitcher, Shoemake, Stipe of the Senate and Fuller, Garrison, Graves, Levergood, Spear of the House—An act relating to securities; defining terms; creating the Oklahoma securities commission and the department of securities; providing for the appointment of members of said commission and for the appointment of

a securities administrator; providing for the selection and appointment of personnel to administer the provisions of this act; fixing qualifications, amounts of compensation and terms of office; prescribing powers, duties, functions, penalties and liabilities; prohibiting fraudulent practices in relation to securities; requiring and prescribing the condition of registration of, and regulating, broker-dealers, agents, investment advisers, and securities; providing for denial, revocation, suspension, cancellation and withdrawal of registrations; requiring filing and approval of sales literature; fixing fees; transferring powers, duties and functions, and records, files, office equipment, and other property, and all unexpended funds from the Oklahoma securities commission to the Oklahoma securities commission created by this act; repealing title 71, Oklahoma Statutes 1951; making the provisions of this act severable; fixing effective date of this act; and declaring an emergency.

SB 3—By Collins, Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Kerr, King, Mahan, McClendon, McSpadden, Miskovsky, Morford, Pitcher, Ritzhaupt, Stipe, Walker, Wilson (Greer) of the Senate; and Fuller, Arrington, Bouse, Briscoe, Bullard, Burnham, Cartwright, Converse, Cook, Craig, Davis, Etling, Ford, Foster, Hargrave, Howe, Hurst, Karnes, Larason, Lollar, Mitchell, Mountford, Murrow, Ozmun, Poynor, Reneau, Richardson, Roberts, Rogers, Skeith, Sparkman, Sparks, Taliaferro, Vandiver, Wheatley, Wilkerson, Wolf of the House—An act making an emergency appropriation to the Oklahoma State Regents for higher education; providing for the allocation of funds to constituent institutions; providing Legislative intent; providing for said appropriation to be encumbered and expended within 90

days after close of the fiscal year; making provisions of this act severable; and declaring an emergency.

SJR 1—By Wilson (Beckham), Payne of the Senate; and Lollar, Haworth and Huser of the House—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Oklahoma Constitution; repealing Article 1, Section 7, of the Constitution of the State of Oklahoma; and adding thereto a new article to be known as Article XXVII; providing for the creation of the Oklahoma Alcoholic Beverage Control Board; exempting certain beverages from control; providing for the Legislature to enact laws for the regulation, control, licensing and taxing of the manufacture, sale, distribution, possession and transportation of alcoholic liquor; prohibiting the open saloon and providing for package sales only from privately owned stores; prohibiting the sale of alcoholic liquor to certain persons; prohibiting the sale of alcoholic liquor on certain days; prohibiting the State of Oklahoma from engaging in alcoholic liquor business; providing for taxation and licensing and for distribution of taxes and license fees collected; providing for taxation by cities and towns; providing for the calling of an election on the question of County Option; and ordering a Special Election.

SJR 2—By Miskovsky, Cartwright (Bryan) of the Senate, and Andrews of the House.—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Oklahoma Constitution; repealing Article 1, Section 7, of the Constitution of the State of Oklahoma; and adding thereto a new Article to be known as Article XXVII; providing for the creation of the Oklahoma Alcoholic Beverage Control Board; exempting certain beverages from control; providing for the Legislature to enact laws for the regu-

lation, control, licensing and taxing of the manufacture, sale, distribution, possession and transportation of alcoholic liquor; prohibiting the open saloon and providing for package sales only from privately owned stores; prohibiting the sale of alcoholic liquor to certain persons; prohibiting the sale of alcoholic liquor on certain days; providing for county option; prohibiting the State of Oklahoma from engaging in the alcoholic liquor business; providing for taxation and licensing and for distribution of taxes and license fees collected; providing for taxation by cities and towns; providing for the appointment of distributors and prohibiting discrimination in sales to distributors; and providing for the effective date of this Article.

RESOLUTION

The following Resolution was introduced, read and considered:

SENATE RESOLUTION NO. 1—By Easterly.

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. 1951, AND FIXING THE SALARIES FOR THE SAME; AUTHORIZING THE EMPLOYMENT COMMITTEE OF THE SENATE OF THE TWENTY - SEVENTH OKLAHOMA LEGISLATURE TO APPOINT AND EMPLOY SAID EXTRA HELP IN ADDITION TO POSITIONS ENUMERATED IN SAID SECTION 273, TITLE 74, O. S. 1951, AND TO ASSIGN SAME TO THEIR PROPER DUTIES.

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

WHEREAS, the preservation of Senate Property assigned to the committee

rooms and to the corridors of the Senate require additional work and protection; and

WHEREAS, said Section 273, Title 74, O. S. 1951, provides that the Senate may, by proper resolution provide for such extra help, in addition to the positions named in said section as it may deem proper, and make provisions 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 - SEVENTH 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-seventh 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. 1951, and that the salary and compensation for said positions be those provided by existing statutes for work of similar nature.

1—Enrolling and Engrossing Supervisor at \$15.00 per day.

1—Assistant Enrolling and Engrossing Supervisor at \$13.50 per day.

1—Typing Supervisor-Proofreader at \$12.50 per day.

3—Assistant Enrolling and Engrossing Clerks, each at \$11.00 per day.

2—Proof Readers, each at \$11.00 per day.

1—Chief Sergeant-at-Arms at \$15.00 per day.

1—Assistant Chief Sergeant-at-Arms and Purchasing Agent at \$15.00 per day.

1—Assistant Chief Sergeant-at-Arms and Messenger at \$12.50 per day.

21—Assistant Sergeant-at-Arms at \$10.00 per day.

1—Calendar Clerk at \$15.00 per day.

1—Assistant Calendar Clerk at \$12.50 per day.

1—Chief Journal Clerk at \$15.00 per day.

1—Assistant Journal Clerk at \$12.50 per day.

1—Chief Reading Clerk at \$15.00 per day.

1—Assistant Reading Clerk at \$10.00 per day.

1—Supervisor of Mails and Supplies at \$12.50 per day.

1—Assistant Supervisor of Mails and Supplies at \$10.00 per day.

1—Cloak Room Attendant at \$8.00 per day.

1—Chief Page and Assistant Sergeant-at-Arms at \$12.50 per day.

8—Messengers each at \$7.00 per day.

1—Assistant Chief Page at \$8.00 per day.

1—Chief Porter at \$10.00 per day.

7—Porters, each at \$8.00 per day.

1—Secretary to the President Pro Tempore at \$15.00 per day.

1—Secretary to the Floor Leader at \$15.00 per day.

7—Executive Secretaries, each at \$12.50 per day.

26—Committee Secretaries, each at \$11.00 per day.

1—Night Watchman at \$10.00 per day.

1—Comptroller and Purchasing Agent at \$15.00 per day.

1—Assistant Comptroller and Purchasing Agent at \$13.50 per day.

1—Chaplain at \$10.00 per day.

1—Receptionist at \$10.00 per day.

1—Information Clerk at \$10.00 per day.

2—Bill Drafters, each at \$15.00 per day.

Upon motion of Senator Easterly **SR 1** was adopted and ordered referred for enrollment.

The hour of 2:00 p. m., having arrived and that hour having been set by the Joint Committee as the time for the first Joint Session of the 27th Legislature, it was upon motion of Senator Wilson (Beckham) that the Senate proceeded to the House Chamber, preceded by its Officers.

JOINT SESSION

The Senate and the Honorable House, in the first Joint Session of the 27th Legislature, were called to order by the President of the Senate, Lieutenant Governor Cowboy Pink Williams.

Upon motion of Senator Wilson (Seminole), the attendance roll call of the Senate was considered the attendance roll call of the Senate in Joint Session, which was as follows:

Present: Allen, Bailey, Baldwin, Ber-
rong, Boecher, Breeden, Carrier, Cart-
wright (Bryan), Cartwright (Seminole),
Cobb, Collins, Cowden, Dacus, Easterly,
Field, Fine, Garvin, Grantham, Hall,
Hamilton, Harris, Herndon, Hope, Kerr,
King, Land, McClendon, McColgin, Mc-
Spadden, Mahan, Miskovsky, Morford,
Payne, Pazoureck, Pitcher, Ritzhaupt,
Sandlin, Shoemake, Stipe, Tipps, Trent,
Walker, Wilson (Beckham), Wilson
(Greer).—44.

The President declared a quorum of the members of the Senate present.

Upon motion of Representative Huser, the roll call of the Honorable House was considered the roll call of the House in Joint Session, which was as follows:

Present: Allard, Andrews, Arrington,
Avey, Baggett, Belvin, Bond (Marshall),
Bond (Stephens), Bouse, Bower, Brad-
ley (Jefferson), Bradley (Tulsa), Bris-
coe, Buckler, Bullard, Burnham, Camp,
Cartwright, Clark, Cole, Converse, Cook,
Cooksey, Cox, Craig, Daniel, Daugherty,
Davis, Dolezal, Dyer, Etling, Finch, Fo-
garty, Ford, Forsythe, Foster, Fuller,
Garrison, Goodfellow, Gotcher, Graves,
Greenhaw, Hall, Ham, Hargrave, Ha-

worth, Hopkins, Howard, Howe (Kay),
Howze (Seminole), Hurst, Huser, Inman,
Johnston (Tulsa), Johnston (Wagoner),
Jones, Jumper, Kardokus, Karnes,
Lance, Langley, Larason, Levergood,
Lollar, Lynch, McCarty, McCune, Mc-
Gahey, Meacham, Metcalf, Mitchell,
Moad, Mountford, Murrow, Nance,
Nichols, Odom, Ogden, Ozmun, Patter-
son, Poynor, Priebe, Privett, Reneau,
Richardson, Richeson, Roberts, Rogers,
Romang, Ruby, Sare, Shibley (Creek),
Shiple (Nowata), Shoemake, Skaggs,
Skeith, Sparger, Sparkman, Sparks,
Spear, Spraker, Stevens, Stewart, Talia-
ferro, Tinker, Traw, Vandiver, Van
Hooser, Watkins, Wheatley, Wilcox,
Wilkerson, Williams (Murray), Williams
(Woodward), Willis (Cherokee), Willis
(Jackson), Wolf, Mr. Speaker.—117.

Excused: Green.—1.

The Speaker declared a quorum of the members of the Honorable House present.

The President declared quorums of both the Senate and Honorable House present and the Joint Session duly assembled.

Invocation was by The Rev. Paul R. Palmer, Rector, All Saints Episcopal Church, Duncan, Oklahoma.

Referring to the Joint Rules:

Senator Wilson (Beckham) moved that the Joint Rules of the 26th Legislature be adopted as the temporary Joint Rules for the 27th Legislature, which motion was declared adopted.

COMMUNICATION

The following Communication from the State Election Board was read:

January 6, 1959

TO THE HONORABLE SPEAKER
HOUSE OF REPRESENTATIVES
27TH OKLAHOMA LEGISLATURE
BUILDING

Dear 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 4, 1958, for the offices indicated, and that the figure set opposite the names represent the sum of the total vote cast for each, as certified to this office by the several County Election Boards of the State.

Respectfully submitted,
LEO WINTERS, Secretary

RESOLUTION

WHEREAS, on November 6th, 1958, at the hour of 10:00 a.m., the State Election Board met at the office of the Secretary of 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 results of the election held throughout the State of Oklahoma on November 4, 1958 and proceeded with the canvassing of such returns until and including November 8th, 1958, 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 United States Representatives, State Senators and State Representatives, and all other elective state officers; and,

WHEREAS, a 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", to be sealed up and transmitted by the State Election Board to the Secretary of the 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 8th day of November, 1958.

STATE ELECTION BOARD
George D. Key, Chairman
Stanley H. Neiswander,
Vice-Chairman

ATTEST:
Leo Winters, Secretary

Upon motion of Senator Wilson (Beckham), the Speaker of the House of Representatives proceeded, as provided under Section 5 of Article 6, of the Oklahoma Constitution, with the opening and publishing of the Election Returns, shown on Exhibit A, referred to in the above Communication of the State Election Board, and made the following Declarations:

Speaker Clint Livingston presiding.

FOR GOVERNOR:

J. Howard Edmondson,
Dem., Tulsa ----- **399,504**
Phil Ferguson,
Rep., Woodward ----- 107,495
D. A. Jelly Bryce,
Ind., Mt. View ----- 31,840

The Speaker declared J. HOWARD EDMONDSON duly elected as The Governor of the State of Oklahoma.

FOR LIEUTENANT GOVERNOR:

George Nigh,
Dem., McAlester ----- **384,431**
George B. Sherritt,
Rep., Tishomingo ----- 100,068
Paul W. Updegraff,
Ind., Norman ----- 15,674

The Speaker declared GEORGE NIGH
duly elected Lieutenant Governor.

FOR SECRETARY OF STATE:

John D. Conner,

Dem., Oklahoma City -----346,800

William R. Robins, Jr.,

Rep., Oklahoma City -----117,500

The Speaker declared JOHN D. CON-
NER duly elected Secretary of State.

FOR STATE AUDITOR:

Andy Anderson,

Dem., Oklahoma City -----346,893

William A. Burton, Jr.,

Rep., Oklahoma City -----121,373

The Speaker declared ANDY ANDER-
SON duly elected State Auditor.

FOR ATTORNEY GENERAL:

Mac Q. Williamson,

Dem., Oklahoma City -----345,775

Herbert K. Hyde,

Rep., Oklahoma City -----132,351

The Speaker declared MAC Q. WIL-
LIAMSON duly elected Attorney Gen-
eral.

FOR STATE TREASURER:

William A. Burkhart,

Dem., Oklahoma City -----345,136

Percy Butler,

Rep., Tulsa -----115,993

The Speaker declared WILLIAM A.
BURKHART duly elected State Treas-
urer.

**FOR STATE SUPERINTENDENT
OF PUBLIC INSTRUCTION:**

Oliver Hodge,

Dem., Oklahoma City -----350,472

Clyde G. Smallwood,

Rep., Norman -----118,373

The Speaker declared OLIVER
HODGE duly elected State Superintend-
ent of Public Instruction.

**FOR STATE EXAMINER AND
INSPECTOR:**

John M. Rogers,

Dem., Oklahoma City -----343,772

Paul A. Ogle,

Rep., Oklahoma City -----115,270

The Speaker declared JOHN M. ROG-
ERS duly elected State Examiner and
Inspector.

FOR COMMISSIONER OF LABOR:

Jim Hughes,

Dem., Oklahoma City -----519,002

The Speaker declared JIM HUGHES
duly elected Commissioner of Labor.

**FOR COMMISSIONER OF
CHARITIES AND CORRECTIONS:**

Buck Cook,

Dem., Oklahoma City -----342,733

Esther Doepel Holt,

Rep., Ponca City -----125,650

The Speaker declared BUCK COOK
duly elected Commissioner of Charities
and Corrections.

**FOR COMMISSIONER OF
INSURANCE:**

Joe B. Hunt,

Dem., Oklahoma City -----519,830

The Speaker declared JOE B. HUNT
duly elected Commissioner of Insurance.

**FOR CORPORATION
COMMISSIONER:**

Ray C. Jones,

Dem., Oklahoma City -----519,913

The Speaker declared RAY C. JONES
duly elected Corporation Commissioner.

FOR CLERK OF SUPREME COURT:

Andy Payne,

Dem., Oklahoma City -----520,573

The Speaker declared ANDY PAYNE
duly elected Clerk of Supreme Court.

FOR CHIEF MINE INSPECTOR:

John M. Malloy,

Dem., Oklahoma City -----519,235

The Speaker declared JOHN M. MAL-
LOY duly elected Chief Mine Inspector.

**FOR ASSISTANT MINE
INSPECTOR—District 1:**

Sam C. Wells,

Dem., Coalgate -----518,350

The Speaker declared SAM C. WELLS

duly elected Assistant Mine Inspector—District 1.

FOR ASSISTANT MINE INSPECTOR—District 2:

John W. Moore,
Dem., No. McAlester -----518,325

The Speaker declared JOHN W. MOORE duly elected Assistant Mine Inspector—District 2.

FOR ASSISTANT MINE INSPECTOR—District 3:

Buck Perry,
Dem., Dewar -----517,793

The Speaker declared BUCK PERRY duly elected Assistant Mine Inspector—District 3.

FOR ASSISTANT MINE INSPECTOR—District 4:

Joe Hobson,
Dem., Cardin -----518,551

The Speaker declared JOE HOBSON duly elected Assistant Mine Inspector—District 4.

FOR JUDGE OF THE CRIMINAL COURT OF APPEALS—Northern District:

John A. Brett,
Dem., Oklahoma City -----518,263

The Speaker declared JOHN A. BRETT duly elected Judge of the Criminal Court of Appeals—Northern District.

FOR JUSTICE OF SUPREME COURT—District 3:

William A. Berry,
Dem., Oklahoma City -----518,349

The Speaker declared WILLIAM A. BERRY duly elected Justice of Supreme Court—District 3.

FOR JUSTICE OF SUPREME COURT—District 4:

Pat Irwin,
Dem., Oklahoma City -----518,122

The Speaker declared PAT IRWIN duly elected Justice of Supreme Court—District 4.

FOR JUSTICE OF SUPREME COURT—District 7:

W. H. Blackbird,
Dem., Oklahoma City -----517,306

The Speaker declared W. H. BLACKBIRD duly elected Justice of Supreme Court—District 7.

FOR DISTRICT JUDGE—1st District:

C. R. Board,
Dem., Boise City -----7,004

The Speaker declared C. R. BOARD duly elected District Judge—1st District.

FOR DISTRICT JUDGE—2nd District.

W. P. Keen,
Dem., Clinton -----12,856

The Speaker declared W. P. KEEN duly elected District Judge—2nd District.

FOR DISTRICT JUDGE—3rd District:

Weldon Ferris,
Dem., Altus -----13,520

The Speaker declared WELDON FERRIS duly elected District Judge—3rd District.

FOR DISTRICT JUDGE—4th District—Office 1:

F. B. H. Spellman,
Rep., Alva -----45,063

The Speaker declared F. B. H. SPELLMAN duly elected District Judge—4th District—Office 1.

FOR DISTRICT JUDGE—4th District—Office 2:

Tom R. Blaine,
Rep., Enid -----44,993

The Speaker declared TOM R. BLAINE duly elected District Judge—4th District—Office 2.

FOR DISTRICT JUDGE—5th District—Cotton and Comanche Counties' nominee:

Luther B. Eubanks,
Dem., Lawton -----34,431

The Speaker declared LUTHER B. EUBANKS duly elected District Judge—5th District—Cotton and Comanche Counties' nominee.

FOR DISTRICT JUDGE—5th District—Caddo and Grady Counties' nominee:

L. A. Wood,
Dem., Chickasha ----- 34,340

The Speaker declared L. A. WOOD duly elected District Judge—5th District—Caddo and Grady Counties' nominee.

FOR DISTRICT JUDGE—5th District—Jefferson and Stephens Counties' nominee:

Arthur J. Marmaduke,
Dem., Duncan ----- 35,263

The Speaker declared ARTHUR J. MARMADUKE duly elected District Judge—5th District—Jefferson and Stephens Counties' nominee.

FOR DISTRICT JUDGE—7th District—Canadian County's nominee:

Wm. L. Fogg,
Dem., El Reno ----- 82,431

The Speaker declared WM. L. FOGG duly elected District Judge—7th District—Canadian County's nominee.

FOR DISTRICT JUDGE—7th District—Office 1:

Fred Daugherty,
Dem., Oklahoma City ----- 82,474

The Speaker declared FRED DAUGHERTY duly elected District Judge—7th District—Office 1.

FOR DISTRICT JUDGE—7th District—Office 2:

A. P. Van Meter,
Dem., Oklahoma City ----- 82,516

The Speaker declared A. P. VAN METER duly elected District Judge—7th District—Office 2.

FOR DISTRICT JUDGE—7th District—Office 3:

Clarence M. Mills,
Dem., Oklahoma City ----- 82,535

The Speaker declared CLARENCE M. MILLS duly elected District Judge—7th District—Office 3.

FOR DISTRICT JUDGE—7th District—Office 4:

Glen O. Morris,
Dem., Oklahoma City ----- 82,574

The Speaker declared GLEN O. MORRIS duly elected District Judge—7th District—Office 4.

FOR DISTRICT JUDGE—7th District—Office 5:

W. R. Wallace, Jr.,
Dem., Oklahoma City ----- 82,529

The Speaker declared W. R. WALLACE, Jr. duly elected District Judge—7th District—Office 5.

FOR DISTRICT JUDGE—8th District:

C. L. Armstrong,
Dem., Ponca City ----- 21,875

The Speaker declared C. L. ARMSTRONG duly elected District Judge—8th District.

FOR DISTRICT JUDGE—9th District:

Robert L. Hert,
Dem., Stillwater ----- 14,782

The Speaker declared ROBERT L. HERT duly elected District Judge—9th District.

FOR DISTRICT JUDGE—10th District:

Jesse J. Worten, Jr.,
Dem., Pawhuska ----- 6,029

The Speaker declared JESSE J. WORTEN, Jr. duly elected District Judge—10th District.

FOR DISTRICT JUDGE—11th District:

Laton L. Doty,
Rep., Bartlesville ----- 17,770

The Speaker declared LATON L. DOTY duly elected District Judge—11th District.

FOR DISTRICT JUDGE—12th District:

John Q. Adams,

Dem., Vinita -----	15,192	District—Office 1.
The Speaker declared JOHN Q. ADAMS duly elected District Judge—12th District.		FOR DISTRICT JUDGE—15th District
FOR DISTRICT JUDGE—13th District:		—Office 2:
A. L. Commons,		C. F. Bliss, Jr.,
Dem., Miami -----	10,216	Dem., Tahlequah -----
The Speaker declared A. L. COMMONS duly elected District Judge—13th District.		31,343
FOR DISTRICT JUDGE—14th District		The Speaker declared C. F. BLISS, Jr. duly elected District Judge—15th District—Office 2.
Pawnee County's nominee:		FOR DISTRICT JUDGE—15th District
W. Lee Johnson,		—Office 3:
Dem., Pawnee -----	86,153	E. G. Carroll,
The Speaker declared W. LEE JOHNSON duly elected District Judge—14th District—Pawnee County's nominee.		Dem., Stilwell -----
FOR DISTRICT JUDGE—14th District		31,313
—Office 1:		The Speaker declared E. G. CARROLL duly elected District Judge—15th District—Office 3.
Leslie Webb,		FOR DISTRICT JUDGE—16th District:
Dem., Tulsa -----	86,396	Clyde M. Followell,
The Speaker declared LESLIE WEBB duly elected District Judge—14th District—Office 1.		Dem., Poteau -----
FOR DISTRICT JUDGE—14th District		8,452
—Office 2:		The Speaker declared CLYDE M. FOLLOWELL duly elected District Judge—16th District.
Eben L. Taylor,		FOR DISTRICT JUDGE—17th District:
Rep., Tulsa -----	80,184	Howard Phillips,
The Speaker declared EBEN L. TAYLOR duly elected District Judge—14th District—Office 2.		Dem., Millerton -----
FOR DISTRICT JUDGE—14th District		9,228
—Office 3:		The Speaker declared HOWARD PHILLIPS duly elected District Judge—17th District.
Raymond W. Graham,		FOR DISTRICT JUDGE—18th District:
Dem., Tulsa -----	43,823	W. A. Lackey,
The Speaker declared RAYMOND W. GRAHAM duly elected District Judge—14th District—Office 3.		Dem., McAlester -----
FOR DISTRICT JUDGE—15th District		11,080
—Office 1:		The Speaker declared W. A. LACKEY duly elected District Judge—18th District.
Claude Garrett,		FOR DISTRICT JUDGE 19th District:
Dem., Muskogee -----	31,321	Ralph B. Hodges,
The Speaker declared CLAUDE GARRETT duly elected District Judge—15th District—Office 1.		Dem., Durant -----
FOR DISTRICT JUDGE—15th District		4,275
—Office 1:		The Speaker declared RALPH B. HODGES duly elected District Judge—19th District.
Kenneth Shilling,		FOR DISTRICT JUDGE—20th District
Dem., Ardmore -----	15,023	—Carter County's nominee:
The Speaker declared KENNETH		

SHILLING duly elected District Judge—20th District—Carter County's nominee.

FOR DISTRICT JUDGE—20th District—Johnston, Love, Marshall and Murray Counties' nominee:

William J. Monroe,
Dem., Marietta ----- 15,194

The Speaker declared WILLIAM J. MONROE duly elected District Judge—20th District—Johnston, Love, Marshall and Murray Counties' nominee.

FOR DISTRICT JUDGE—21st District—Cleveland and McClain Counties' nominee:

Elvin J. Brown,
Dem., Norman ----- 15,443

The Speaker declared ELVIN J. BROWN duly elected District Judge—21st District—Cleveland and McClain Counties' nominee.

FOR DISTRICT JUDGE—21st District—Garvin County's nominee:

Joe D. Shumate,
Dem., Pauls Valley ----- 15,439

The Speaker declared JOE D. SHUMATE duly elected District Judge—21st District—Garvin County's nominee.

FOR DISTRICT JUDGE—22nd District—Hughes and Seminole Counties' nominee:

Bob Howell,
Dem., Holdenville ----- 12,455

The Speaker declared BOB HOWELL duly elected District Judge—22nd District—Hughes and Seminole Counties' nominee.

FOR DISTRICT JUDGE—22nd District—Pontotoc County's nominee:

John Boyce McKeel,
Dem., Ada ----- 10,229

The Speaker declared JOHN BOYCE McKEEL duly elected District Judge—22nd District—Pontotoc County's nominee.

FOR DISTRICT JUDGE—23rd District

—Lincoln County's nominee:

Donald E. Powers,
Dem., Chandler ----- 17,994

The Speaker declared DONALD E. POWERS duly elected District Judge—23rd District—Lincoln County's nominee.

FOR DISTRICT JUDGE—23rd District—Pottawatomie County's nominee:

J. Knox Byrum,
Dem., Shawnee ----- 17,994

The Speaker declared J. KNOX BYRUM duly elected District Judge—23rd District—Pottawatomie County's nominee.

FOR DISTRICT JUDGE—24th District—Creek County's nominee:

Kenneth Hughes,
Dem., Sapulpa ----- 18,836

The Speaker declared KENNETH HUGHES duly elected District Judge—24th District—Creek County's nominee.

FOR DISTRICT JUDGE—24th District—Okfuskee County's nominee:

Jess I. Miracle,
Dem., Okemah ----- 19,695

The Speaker declared JESS I. MIRACLE duly elected District Judge—24th District—Okfuskee County's nominee.

FOR DISTRICT JUDGE—24th District—Okmulgee County's nominee:

W. A. Barnett,
Dem., Okmulgee ----- 18,825

The Speaker declared W. A. BARNETT duly elected District Judge—24th District—Okmulgee County's nominee.

FOR DISTRICT JUDGE—25th District: **Lavern Fishel,**

Dem., Coalgate ----- 3,724

The Speaker declared LAVERN FISH-

EL elected District Judge—25th District. Senator Wilson moved that the President and the Speaker appoint 5 members from the Senate and Honorable House, respectively, as a Joint Committee to

to notify the Honorable Raymond Gary, The Governor of the State of Oklahoma, that the 27th Legislature is now in Joint Session, ready to receive him and hear his Message, which motion was declared adopted, the Committees being:

FOR THE SENATE: Baldwin, McClendon, Fire, Cobb and Allen.

FOR THE HOUSE: Gotch, Williams (Woodward), Vandiver, Daniel, Traw.

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 Chief Executive, Governor Raymond Gary, accompanied by the Joint Committee, appointed to advise the Governor the Joint Session awaits his presence.

Governor Gary was escorted by the Joint Committee to the Speaker's desk, where he delivered his prepared Message.

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

The Senate, in its Chamber, reassembled with President Pro Tempore Garvin presiding.

Upon motion of Senator Wilson (Beckham), the Message of Governor Raymond Gary, delivered in Joint Session, is herewith incorporated:

MESSAGE

of

Governor Raymond Gary

of the

State of Oklahoma

Delivered to the

Senate and House of Representatives

of the

Twenty-seventh Legislature

In Joint Session Assembled

January 6, 1959

Four years ago I appeared here before you and outlined a program that I wanted enacted into law. Two years later I supplemented that program with

another message. You responded very favorably to my recommendations, enacting into law practically everything I recommended. In the process, you improved upon many of my recommendations. Now I appear before you to make a final report, to give an accounting of my four years of stewardship as Governor of the people of this great state.

I feel, as outgoing Governor, that it is my duty to make this report to you and let you know exactly how the people have fared under the program you enacted into law in 1955 and 1957. I would be out of order here today, however, in recommending to you another program for the future. That is my successor's obligation and he will, at the proper time, present his program to you. I know from past experience with Oklahoma legislatures that it is your desire to consider a Chief Executive's program very seriously and approve every bit of it that you feel will help bring improvements in the government of our state.

During my tenure as Governor, I was privileged to appoint many conscientious citizens to important boards and commissions which help operate the executive branch of government. Much of the credit for carrying out the program enacted by the legislatures of 1955 and 1957 is due these conscientious people. Of course, I know, and they know, that had it not been for two progressive-minded legislatures with vision, we couldn't have reached the goals we set for ourselves.

EDUCATION

The three major services provided by the government of Oklahoma are education, welfare, and roads and highways. The Constitution requires the State of Oklahoma to provide a common school education for every child of school age. In carrying out this obligation, it is necessary for the State to supplement the school programs in the various districts. In looking back on the past four

years, I would like to remind you that one of the first steps taken by this administration was referring to the people, in April of 1955, the Better Schools Amendment, which provided for a bond issue to build more buildings for the higher institutions of learning. It provided for consolidation of negro and white school budgets. This was the first step taken by the Oklahoma Legislature, and approved of by the people, which made it possible for our state to peacefully integrate common schools in accordance with the Supreme Court mandate. This same amendment authorized school districts to vote additional money for school buildings and school rooms, and to further enrich their school programs. The amendment enabled most school districts of the state to solve school room shortages. During the past four years, we have constructed in Oklahoma 4,200 new school rooms.

In 1957 you passed another school bill. This one eliminated a few of our smaller schools, considered inefficient because of the small numbers of children in attendance. As a result of this law, the number of Oklahoma school districts has been reduced during the past four years, from 1,802 to 1,371, a reduction of 431.

As a result of the Better Schools Amendment of 1955, the elimination of a number of school districts by the '57 Act, tightening up of the automobile license tag collections, and a gradual improvement in the overall economy of the state—we have given our children the best school program they ever had. We have been able to increase school teachers' salaries, from \$3,570 to an average of \$4,700 per year. We have set the pattern which will lead to making the teacher retirement program actuarially sound. We have made progress in improving professors' and instructors' salary schedules in our higher institutions of learning.

I am not saying this progress we have made is adequate. It is not. I am only giving to you a report so you can see the results of the legislation you enacted into law in 1955 and 1957. Although it is not adequate, everyone will have to admit that much progress has been made, and all of it without increasing state taxes.

HEALTH AND WELFARE

The largest item of expense under our welfare program is assistance for aged citizens, the blind, physically handicapped, and orphan children. We improved operation of the Welfare Department by consolidating the Emergency Relief Department with the Department of Public Welfare. We saved thousands of dollars through consolidation of these two departments. In addition, we are providing more efficient service, thus eliminating those ineligible for payment.

During the past four years, due to increased sales tax collections and increased grants from the federal government, we have boosted average monthly payments to aged citizens of Oklahoma from \$58.22 to \$72.84. Included in the \$72.84 is a \$6.00 per month premium for medical care. Oklahoma was one of the first states to take advantage of the hospitalization program enacted by Congress in 1956. Under this program, our aged citizens are eligible for a definite amount of hospitalization care each year. About one-fourth of our aged citizens now take advantage of this program by using the hospital facilities for their care and treatment.

Next in dollars and cents cost under the welfare program financed by the state is care and treatment of our mentally ill. According to all surveys and reports I have been able to familiarize myself with, Oklahoma ranks well above the average in care and treat-

ment of mentally ill people. Yet we rank way down the list on average per-patient cost of caring for these people. You may have already noticed a number of our institutions for the mentally ill have been singled out and given special recognition for outstanding service the past four years.

During my term as Governor, to my knowledge there hasn't been a single employee working for the mental hospitals of our state who was either hired or dismissed because of political reasons. You members of the Legislature have stopped recommending people to work for the mental institutions. We have adopted a policy of leaving it up to the superintendents and business managers in charge to hire and fire all personnel. As a result, it can be truthfully said that the mental health program has been removed as far from political influence and domination as it is possible to remove an organization financed with state-appropriated funds.

The mental Health Board has full authority to hire doctors and other key personnel to administer the hospital program. These key people, in turn, have been granted full authority by the Mental Health Board to hire necessary personnel to operate the institutions. They must, of course, stay within the appropriation made by the Legislature.

We have good reasons for being proud of improvements made in recent years in the operation of our mental institutions. Prior to 1953, the number of patients gradually increased each year in these hospitals. So we inaugurated the new program of treatment and care—increasing the number of trained workers and professional people, as well as introducing new drugs. As a result, we have 800 fewer patients in our mental hospitals today than in 1953. Not only has this resulted in great savings to the taxpayers of Oklahoma, it has also brought happiness to many

families whose loved ones are returning to normal life and resuming their roles in the affairs of home, community, and state.

Our two schools for mentally retarded children, at Enid and Pauls Valley, have made great strides during the past four years in giving better care and treatment to children cared for there. The greatest need in those institutions today is for more buildings and equipment. We have a waiting list for admissions. Some way should be found to meet this challenge.

Believing that the future mental health of our people can best be guaranteed if there are adequate numbers of trained personnel to serve the emotionally disturbed, mentally ill and mentally retarded—in both the community and state hospitals—the Mental Health Department has embarked upon an all-out program to train personnel in various mental health disciplines. To accomplish this mission it was necessary for the Department of Mental Health to develop many new programs and to expand other programs which, although underway, were not meeting required standards of effectiveness. Today, after developing new curriculum, teaching staffs and programs within its Mental Health Department, Oklahoma now offers the following:

1. A three year fully approved residency training program for physicians in psychiatry. Oklahoma had never trained a psychiatrist prior to 1957.
2. A one year approved residency training program in Neurosurgery.
3. An approved one year internship for clinical psychologists, plus special programs for psychologists interested in the field of mental retardation.
4. Special field and case-work training programs for social workers.
5. An approved program in clinical pastoral training for ministers desiring

to work in mental hospitals, or who wish to do counseling.

6. Approved internships in occupational therapy.

7. Approved training programs in psychiatry for student nurses.

8. Special training programs, on a continuing basis, for attendants and others who are charged with care and habilitation of pupils or patients.

This program is being financed out of our regular budget for the operation of mental hospitals.

As a result of the Wage Stabilization Act, passed by the last session of the Legislature, we have increased base pay for wardkeepers and lower salaried employees, from \$130 to \$160 per month. We established a graded personnel system for employees. We formalized a uniform time, leave and holiday program. We instituted a workmen's compensation program for all students. This program has done much to strengthen the morale of lower salaried people in the hospitals.

During the past four years, we have, through appropriation by the Legislature and an allocation of bond money, built a new veterans' ward at Central State Hospital—one of the finest in the nation. You would be proud of this new addition. I urge you to visit it and talk with the men there.

Members of the 1955 and 1957 legislatures have gotten and deserve commendation for these improved services and facilities for the mentally ill, retarded children, and the veterans at Central State Hospital. Improvements have also been made in our general hospital program and in our tuberculosis sanitariums.

ROADS AND HIGHWAYS

In my first message to the Legislature in 1955, I told you that if you enacted the highway program I recommended, we would be able to build

approximately 2,500 miles of new roads in Oklahoma. You enacted the program. In addition, Congress passed a bill to increase the federal apportionment to the states. As a result of this action by the Oklahoma Legislature, and the Congress of the United States, under the leadership of our own efficient Congressional Delegation, I am happy to report that we have completed, and have under contract, a total of 364.8 miles of four-lane roads, most of them of the expressway type. This compares with about 70 miles of four-lane roads on the system prior to 1955. We have completed, or have under contract, a total of 3,019.7 miles of modern type two-lane highways. In addition to these four-lane and two-lane highways, built under contract, we have constructed by force account another 577.4 miles. This makes a grand total of 3,961.9 miles of new and modernized roads. In addition, we have armor-coated and improved another 3,000 miles with our own state force account. We have built 709 new bridges and have under contract another 194 bridges. Our construction cost, by contract, amounted to \$229,000,000. We have also spent an average of about \$20,000,000 per year for modernization, maintenance, administration, engineering, right-of-way, and other contingencies.

At the rate we are improving our highways in Oklahoma, if it were continued—and it can be continued without increasing taxes or a bond issue—within another eight years we could have an up-to-date highway system. Of course, highway building is a continuing process. As our economy expands and develops, needs for new roads are created. Our roads wear out with increasing heavy traffic. Therefore, our highway program should be stable. We should try to build as many miles of new highway as possible each year, and keep the roads we have already constructed maintained in an adequate way.

In addition to improvement of roads on the State Highway System, I also recommended to County Commissioners that they try to blacktop or dustproof 2,500 miles of roads during the past four year period. According to available information at hand, I am happy to report to you that they have exceeded 3,300 miles. One reason for this is the fact County Commissioners are taking advantage of the federal secondary road money better than they did a few years ago. The act passed by the 26th Session, which earmarked 20% of the commercial vehicle license money to be used to match federal funds on county secondary roads, has helped to bring this about.

Two years ago I told you we had accumulated a backlog of secondary road money. I told you that if you would pass this 20% Act, it would enable us to reduce the backlog. As of today, we have used up all federal aid money for the county and state secondary road systems, except for a very very small amount. This bears out what I recommended to you two years ago.

I am happy to be able to give you this report on the improvement of Oklahoma's highway system. I know the highway department has come in for more criticism than any other department of government. It usually does, under every administration. I am here to tell you today, however, that I will defend anywhere, whether I am in office or out of office, the Oklahoma Highway Commission under my administration. I will defend anywhere the actions of the head men of the Department—the Director, Bud Stoldt, who did an outstanding job putting this stepped-up program into operation. He has been very ably assisted by the Chief Engineer, Gomer Bittle, and by LeRoy Powers, John Stobaugh, Easman Gill, and many others who have been there for years and really learned the opera-

tion of the Highway Department. I can tell you truthfully that these top men, these trained men, have been hired on the basis of their abilities and not because of their political background. It would be very damaging to Oklahoma for many of these people to resign, or be forced to resign. To me, political interference is when you dismiss career people and replace them with people of your own choosing whose chief qualifications are past aid and assistance to you. I have steered clear of that. Naturally, I have resented some of the criticism that has been heaped upon the Highway Department. Every road we have built was asked for by the people on a local level. Most of those requests were made through senators or house members, sometimes both. As a general rule, they were always backed up by the newspaper publishers, bankers, and other important business people. Because we have built a road program on the basis of need, as determined by our own engineering staff surveys and the requests and demands of the people, we have been accused of having a political highway system. I have accepted this as a rightful accusation. It is political. This is a democratic political government. I see no wrong in it. Road projects in Caddo County, McCurtain County, Carter County, and Marshall County were developed the same way as the road projects in Tulsa and Oklahoma counties—the two great metropolitan areas. They have labeled rural projects political roads, while roads in the metropolitan areas have been labeled non-political. We have tried to be fair in our road building program. We have placed to contract more dollars of roads in Oklahoma and Tulsa counties than all past administrations combined. Yet my administration has received practically all of its criticism about roads from these two counties. This is hard for me to understand. It is hard for our rural people to understand. I have known

some of you legislators felt I went too far in spending money in the metropolitan areas, in view of the criticism, but I felt an obligation to continue the program regardless of adverse criticism, and we did. I have no regrets. I will not apologize to anybody in the State of Oklahoma for any road we built, because we needed them all, and that goes for the road through my home town of Kingston.

TOLL ROADS

The Will Rogers and Turner toll roads are doing better than most of the toll roads of the nation. During the past four years the Authority has been able to liquidate all outstanding claims for construction on the Turner toll road account and has paid off \$180,000 in Turner Turnpike Bonds, and purchased an additional \$243,000 ahead of maturity date.

The Will Rogers toll road, our newest, was completed on January 23, 1958. Due to the savings made and the underrun in construction cost, it was possible for the Authority to retain in the construction account sufficient funds to provide for payment of outstanding

construction costs and still transfer in excess of \$9,000,000 to the Sinking Fund Reserve Accounts. In addition, the Authority has purchased out of funds in the Redemption Account \$2,727,000 (par value) of 3-3/4% interest rate 1993 Maturity Bonds on the Will Rogers Turnpike, thus reducing the outstanding bonds from \$68,000,000 to \$65,273,000. These \$2,727,000 of bonds were purchased at a cost of \$2,709,963.75 or an additional cash savings amounting to \$17,036.25. In addition, the purchase of these 1993 Maturity Bonds which bear 3-3/4% interest, will result in a savings in interest amounting to \$102,262.50 per year to the Authority until such time as all bonds have been retired.

I am inserting in the record, on the two following pages, information pertaining to the operation, expenses, and maintenance of the Oklahoma Turnpike Authority as compared with other authorities of the nation. You can see from this report that the Oklahoma Turnpike Authority is doing quite well in operating the toll roads of Oklahoma. Eventually these roads will become a part of our free interstate highway system.

COMPARISON OF ANNUAL MAINTENANCE AND OPERATION COSTS ON MAJOR TOLL FACILITIES

Facility	Total Mileage	Period Covered	Maint. & Operation Cost per Year	M&O Cost Per Year Per Mile	Approx. Age of Oldest Portion of Turnpikes
Florida Turnpike	__109	1-26-57 to 12-31-57	\$1,062,568.20	\$ 9,748.33	1 year
Indiana Turnpike	___156	1-1-57 to 12-31-57	2,784,457.76	17,849.08	1½ years
Kansas Turnpike	___236	7-1-57 to 6-30-58	1,603,125.57	6,792.90	2 years
Massachusetts Turnpike	_____123	6-1-57 to 5-31-58	3,219,070.11	26,171.30	1 year
New Jersey Turnpike	_____132	7-1-57 to 6-30-58	5,332,000.85	40,318.18	6½ years
New Jersey Garden State Parkway	___164	1-1-57 to 12-31-57	3,799,000.00	23,164.46	2 years
Ohio Turnpike	_____241	1-1-57 to 12-31-57	5,532,425.44	22,956.12	3 years
Okla. Turnpikes	___175	7-1-57 to 6-30-58	1,206,525.25	6,894.43	5 years
Pennsylvania Turnpike	_____470	6-1-57 to 5-31-58	9,493,456.00	20,198.84	17 years
Texas Turnpike	_____30	10-1-57 to 9-30-58	761,000.00	25,366.66	1 year
West Virginia Turnpike	_____88	1-1-57 to 12-31-57	669,467.06	7,607.58	3½ years

COMPARISON OF ANNUAL ADMINISTRATION COSTS
ON MAJOR FACILITIES

Facility	Total Mileage of Turnpike	Period Covered	Administration Cost Per Year	Administration Cost per Year per Mile of Turnpike Operated
Florida Turnpike -----	109	1-26-57 to 12-31-57	\$ 226,048.90	\$2,073.84
Indiana Turnpike -----	156	1- 1-57 to 12-31-57	395,750.67	2,536.86
Kansas Turnpike -----	236	7- 1-57 to 6-30-58	358,149.00	1,517.58
Massachusetts Turnpike --	123	6- 1-57 to 5-31-58	380,857.17	3,096.40
New Jersey Turnpike ---	132	7- 1-57 to 6-30-58	905,505.48	6,859.89
New Jersey				
Garden State -----	164	1- 1-56 to 12-31-56	585,677.00	3,571.20
Ohio Turnpike -----	241	1- 1-57 to 12-31-57	795,140.20	3,299.33
Oklahoma Turnpikes ----	175	7- 1-57 to 6-30-58	260,990.38	1,491.37
Pennsylvania Turnpikes _	470	6- 1-57 to 5-31-58	1,579,835.00	3,361.35
West Virginia Turnpike --	88	1- 1-57 to 12-31-57	152,358.94	1,731.35

SOIL AND WATER CONSERVATION

Oklahoma is leading the nation in up-stream flood control and land treatment programs. Since January, 1955, with money made available by the 25th and 26th legislatures, plus additional money from my contingency fund, we have been able to obtain \$6,500,000 for building to completion 189 low water dams. We have 517 planned, which will require another \$20,250,000 to complete. So, with a small amount of state money to pay for planning parties and some for easements, we are getting millions of dollars from the federal government to carry out this program to completion. I am completely sold on this program and so is everybody else who has had an opportunity to observe the results. This program will enable us, through a gradual process, to cause some of our streams to flow again, the year around, with crystal clear water—water that is usable by human beings, livestock, and for industrial purposes. It also is reducing flood damage in areas where the program has been completed. It is the desire of every person who loves nature and the soil to see this program completed, so one of these days our children, and our children's children, may have the same kind of outdoor recreation our forefathers enjoyed when they first settled this state. Those were times of

many springs, much vegetation on the land, and plenty of game and fish—which we all want to see again.

You also created the Water Resources Board and gave it many powers. As a result of this Board's service to the people of our state and nation, we are starting to clean up our streams, locating water reserves for future use, protecting water rights of the people, and doing many other things for water conservation and future needs of the people of Oklahoma.

GRAND RIVER DAM AUTHORITY

During the past four years, much has been said about the Grand River Dam Authority and its operation. I would like to give you this report. On January 1, 1955, the Grand River Dam Authority had reduced its reserve fund to \$68,000. The Authority had imposed a 20% surcharge on its customers which, in effect, means a 20% increase in the case of power. Since that time, we have reduced the surcharge gradually until we now have completely eliminated it. We have increased the salaries of GRDA personnel by 19%. We have reduced the number of people employed. We have spent more than \$500,000 for capital improvements, and the Reserve Fund is now standing at more than \$2,300,000.

I do not believe I need say anymore concerning the operation of the Grand River Dam Authority. The record speaks for itself.

PENAL INSTITUTIONS

During the past four years, we expanded our farm operations at both major penal institutions—McAlester and Granite. This has proven to be a very successful operation. As a result, we have kept the per capita appropriation down to a minimum. It is just about the same now as it was four years ago. Down at McAlester, we increased our canning operation. We installed a packing plant to process meats for the institutions. We put in a tag machine and improved the physical plants at both institutions. We granted wardens of the penal institutions the right to hire and fire. They are the sole boss. During the past four years, the prisons have been operated on an efficient basis with a minimum of disturbances. Morale of the inmates, generally speaking, has been very good.

We moved the Boys Training School from Stringtown to Helena and made a prison trustee farm down at Stringtown. Up at Helena, we improved the buildings, installed a swimming pool, and have one of the finest gymnasiums in the country and one of the finest school systems in the State. I believe if you will visit that institution you will say we are doing an outstanding job caring for boys at the Helena institution. Morale of the boys is good. At this institution, as at the penitentiary, we have an outstanding man as its head. Very few changes have been made at the Girls School in Tecumseh, the Taft Institution, and the Orphan's Home at Pryor. All these institutions are running smoothly, with a very minimum of trouble. Heads of these institutions have been doing an outstanding job.

DEPARTMENT OF PUBLIC SAFETY

Much has been said about the Department of Public Safety being in politics, or being dominated by political pressure. The present Commissioner, Jim Lookabaugh, will tell you, under oath, that he has not been pressured by this administration to make any changes for political reasons, or do anything of a political nature in the operation of the Highway Patrol. He will also tell you that not a single member of the Legislature during the past four years has ever tried to influence him in any way. No one has meddled in policy or personnel matters, or tried to get a trooper transferred. This political talk has been grossly exaggerated. In my opinion, morale of the Highway Patrol is at one of the highest levels since its inception.

The policy of operating the Highway Patrol is formulated by care—men and uniformed personnel. These are the people we feel are most capable of formulating the policy. The Commissioner sees that these policies are put into effect and carried out.

At the beginning of this year, because of the continued increase in traffic fatalities on our highways, I felt some action should be taken to bring about a reduction in fatalities. I appointed a committee, representing a cross section of interests, and asked this committee of citizens to work with the Legislative Council Committee to formulate a program for presentation to this Legislature. The Committee has worked hard. Membership of the committee took its job seriously. They met regularly on a monthly basis for the past twelve months. I feel this committee, in addition to preparing a program to recommend to the Legislature, has served another good purpose—focusing public attention on the traffic problem in Oklahoma. Work of this committee has been a factor in bringing about a reduction

of highway fatalities. During the year 1958, we had 41 fewer fatalities than in 1957, even though we had a substantial increase in road miles traveled, and more than 150,000 additional vehicles registered in Oklahoma. Roads patrolled by the Oklahoma Highway Patrol showed a 44 fatality decrease. Judge James P. Demopolos of Oklahoma City served as Chairman of this committee and Bruce Palmer as Vice Chairman. These two men are due a pat on the back for their consistent efforts in bringing about a reduction of accidents. I also feel our newspapers and radio and television stations of Oklahoma are due a compliment for their constant efforts in calling attention to the slaughter on our highways.

GENERAL GOVERNMENT

The state payroll for the month of October, 1958 showed that we had 16,116 full time employees who draw their salary from state appropriated or earmarked funds. It revealed that we had on the state payroll 4,470 part-time state employees, making a total of 20,186 state employees who draw their salary from state appropriated and earmarked funds. In addition, we carry on the state payroll student labor and trust fund employees. As of October, 1958, the number was 7,126. Even though these 7,126 students and trust fund employees receive a state warrant, just like the regular state employees, not one penny of their pay comes from state appropriated or state tax money. Prior to 1955, these student employees and trust fund employees were paid out of a separate fund, by separate voucher, and did not show on the state payroll. The federal law requiring the State to pay social security on state employees places the burden on the State Budget Officer to collect social security and withholding taxes from student labor and trust fund employees. He must remit it to the federal treasury. Collecting

from the various institutions of higher learning became very complicated. The Budget Officer was constantly having trouble gathering the money from the various institutions and remitting to the national government. So, by Executive Order, I asked that the student employees and trust fund personnel be placed on the state payroll, to be paid by the State with a state warrant. This procedure simplified the Budget Officer's problem and enabled the higher institutions of learning to save, according to their estimate, in excess of \$30,000 a year in bookkeeping expenses. It enabled the Budget Officer to keep an accurate record of social security and withholding taxes, and remit on a monthly basis, without the headaches he had prior to this Executive Order. Since this new method was put into effect, his work has been much smoother. The only reason I mention this is because some misinformed people looked at the overall state payroll, without looking into the background and doing a little research to find the truth, and came out with statements to the effect that we had increased the state payroll by several thousand people since I became Governor. From a bookkeeping standpoint it does show an increase of several thousand, but from the standpoint of increasing the payroll of regular employees who draw their salary from state tax revenue, that just is not true. I feel the people of the state, and the Legislature in particular, are entitled to have, at all times, a true picture of the state payroll.

Now I want to give you the areas of state government where we have made an increase in state payroll. We increased the state payroll of the higher institutions of learning. The number of students increased and, in order to maintain our rating and standing with the North Central Association, it was necessary for the higher institutions of learning to employ additional personnel,

such as Associate Professors and instructors, plus other personnel needed to operate an expanding system of higher education. The state certainly should not be criticized because of this necessity. We ought to be proud of our ability to meet this challenge, even though we have not met it on an entirely satisfactory basis because we lacked sufficient funds. But, to me, it is a good sign for our state. It shows more and more of our highschool graduates are entering the higher institutions of learning, thus becoming better equipped to combat the knotty problems of life and make better contributions to our American way of life.

In the Mental Health Department we found it necessary to increase personnel, not because of increased numbers of inmates in the mental institutions, but because we wanted to give these inmates better treatment and care. We increased the number of doctors, nurses, and wardkeepers. We decreased the number of hours for the wardkeepers, from a seven-day week to a six-day week. Now we are trying to reduce it to a five-day week. I don't believe any right-thinking Oklahoman should criticize this administration for taking that step. Any person with a feeling for others, with kindness in his heart toward those who are inmates of the mental institutions, would be ashamed to criticize this. I'm proud to say that my administration placed a few extra people on the state payroll to give better care and treatment to these folks, who need it and deserve it.

There is one other division of government where we made a slight increase of approximately 250 people in the payroll during the past four years. That is the Highway Department. This increase has been in the Surveying and Planning and Construction departments. It was brought about because of our expanded highway program. We hired, for three years in a row, all graduates

majoring in drafting available to us from the higher institutions of learning. We hired engineers wherever we could find them. We had to place additional inspectors and engineering aides on the payroll, to plan and supervise this greatly expanded highway building program. For the first two years of my administration, the big bottleneck was in the Engineering Department. We have finally solved this problem and have the backlog of plans and surveys almost completed and ready to go. Had we failed to provide the necessary engineers and expert personnel, we wouldn't have gotten the stepped-up road program we now have in Oklahoma.

In other departments of government, the payroll is just about the same as it was four years ago, except in general government. We have actually decreased the number of employees in general government, by about 10%. We have not decreased the dollars because we boosted the salaries of full-time personnel. But the number decreased about 10%.

One reason Oklahoma's payroll shows up unfavorably with many other states is because we include student labor and trust fund personnel on our regular payroll. So far as I have been able to determine, we are the only state doing this. It appears to me that those who are trying to help the state should offer us compliments instead of criticism for combining our entire payroll into one, for efficiency purposes. They should explain to the people why our overall payroll appears, on paper to be out of line. It may interest you to know that some officials of other states have been studying our methods and are now making recommendations to their governors and legislatures to adopt the procedure we have put into effect in Oklahoma.

We are continuing to stand out even

more as the only state in the union which has not increased taxes during the past 14 years. As we hold the line on taxes, other states are increasing them all around us. We are gradually working ourselves into a much better position to attract industrial development. We have made much progress during the past four years in the industrial development program. A number of new industries have established in Oklahoma. The largest of these is the Western Electric Company, locating in Oklahoma City, which will provide employment for between 3,500 and 4,000 people. I have been told that by the time this plant reaches its full potential, the Western Electric people will have invested approximately \$65,000,000.

The second largest industry was the Callery Chemical Company, established in Muskogee. It is estimated to cost in excess of \$38,000,000. We agreed to rebuild a road, and did build it, to the plant. We built a force account road and spent about \$50,000, so labor and materials could be transported into the plant and out during the construction period. Since then we have contracted for a road leading to the plant which is now under construction. This was a requirement which had to be met before they would agree to establish this \$38,000,000 plant in our state.

Some other large new industries which have located in Oklahoma from outside the State during the past four years include:

Aircraft—The Brantly Aircraft Company in Frederick.

Chemical—Callery Chemical Company's \$12,000,000 helium plant at Keyes in the Oklahoma panhandle.

Metallic Industries—Fansteel Metallurgical Corporation in Muskogee, \$6,500,000 investment with prospects for expansion.

Leather Goods—Centra Leather Goods Company in Frederick.

Containers and Packing—Gordon Carton, Lawton; Container Corporation of America, Muskogee; and Continental Can Company, Ada.

Garment Manufacturing—Blue Bell, Inc., with two plants, Ada and Coalgate; Munsingwear, Vinita; Temple Manufacturing Company, Temple; Chelsea Manufacturing Company, Chelsea; Stephen Manufacturing Corporation, Frederick; Lillian Russell's Originals, Wewoka;

Furniture Manufacturing—Mur-Mil of Oklahoma, Oklahoma City; Carthage Manufacturing Co., Hugo; Crown Manufacturing Co., Hugo.

Expansion of established industries during the past four years include:

Seamprufe, Inc., McAlester, doubled plant capacity by moving accounting and most management personnel to McAlester from New York.

Ideal Cement Company—\$20,000,000 addition to their plant at Ada.

Dewey Portland Cement—A new \$12,000,000 plant at Tulsa.

Aero Design and Engineering—A new factory in Oklahoma City, \$6,650,000.

Flint Steel Company, Tulsa—\$2,000,000 investment, large expansion.

B. F. Goodrich Company, Miami—Sixth expansion now in progress.

Expansion of the Jonco Aircraft Corporation in Shawnee, following purchase by the Fairchild Engine and Airplane Corporation.

Examples of large scale expansions include: Tinker Field and the Civil Aeronautics Administration in Oklahoma City and American Airlines in Tulsa (\$20,000,000).

Hundreds of small plants have been expanded.

Industries which have located in Oklahoma in the past four years give various reasons for moving here. The quality and productivity of Oklahoma labor has been an important factor, also our

favorable market location.

Here are portions of some of the statements made by some of these firms, indicating a few of the reasons they located in Oklahoma:

" . . . markets, ample water supply, adequate fuel and power facilities, and roads and rail transportation, and the availability of manpower . . . "

B. F. Goodrich Company

" . . . enthusiasm, confidence of the people and public officials in the area economy, a dynamic spirit that moves forward in science and industry, a dollar-for-dollar sense of values . . . "

Western Electric Company

" . . . employees are productive and cooperative. The available electric and water supplies, and the location in respect to national markets . . . "

Munsingwear, Inc.

" . . . the available supply of labor has always been reliable and the performance of our workers, after training, has equalled or surpassed those of our plants in the East . . . We have found the regional location of Oklahoma most advantageous for supply of our customers all over the United States . . . "

Seamprufe, Inc.

" . . . Muskogee will be able to provide us with the kind of men and women . . . with the necessary level of education, inherent skills and records of integrity, industry and stability that will enable them to become valued members of the Fansteel family . . . "

Fansteel Metallurgical Corporation

" . . . The principal reason for locating our corrugated plant in Oklahoma is because of its proximity to markets . . . Another reason for locating in Oklahoma is the availability of skilled personnel. Worth mentioning is the fact that we have now gone 30 months without a lost-time accident, which speaks highly of the native skills and dexterity we have found in our plant employees.

Container Corporation of America

As a result of this expanded manufacturing program in Oklahoma, per capita income of the people of this state has increased approximately \$200 during the past four years. The net result has been a state with a stronger economy and a more prosperous people, a better place to live.

Oil companies of Oklahoma have cooperated with the state government by following the Corporation Commission's recommendations to keep oil allowables at a higher level. They have gone the extra mile in this effort to maintain Oklahoma's oil economy at a fair level. As a result of their efforts, we are now producing and selling more oil than we were four years ago.

Through the development of our improved park system, we have increased tourist traffic consistently and that, too, has brought prosperity in certain areas and has been a help in boosting our per capita income over the state.

During the past four years, we have completed lodges, opened them and put them in operation. We built picnic grounds, roads, golf courses, swimming pools, boatdocks, and many other facilities to accommodate the millions of people who visit our parks each year. We reduced our indebtedness by approximately \$1,000,000 and are now turning a going concern over to the incoming administration. The Planning and Resources Board has done an outstanding job carrying out the desires of the Oklahoma Legislature and the people in general.

We have celebrated our 50th anniversary and one of the members of this House, Mr. Lou Allard, served as the Chairman of the Semi-Centennial Commission. He did an outstanding job.

We introduced a new magazine, OKLAHOMA TODAY, that has won national recognition. I feel it has been a great help to the State of Oklahoma.

Many other things have been accomp-

lished, such as improved election laws and establishment of a constitutional Wildlife Commission. I know many of you have mixed emotions about the wisdom of a constitutional wildlife commission. All of these improvements have been made possible through the efforts of the people of this state in general. No one individual can take credit. We must give credit where it belongs.

As I close out 18 years of work in the government of Oklahoma, I leave with a kind of feeling toward the people of this state and with cherished memories of my work with members of the Oklahoma Legislature, elected state officials, and boards and commissions. It has been my privilege to work with you for the past 18 years. Some of you who are here today were here many years before I arrived. I have watched you men work and plan for the benefit of the people of this state. I worked side by side with you and with other distinguished members of these two bodies in perfecting a program of better government for our people. As I leave, I do not apologize for any of my decisions or for any of my actions. I do not mean by this that everything I have done has proven to be best. I have made my share of mistakes. But whenever I made a decision or cast a vote in the Legislature, I was convinced at the time that it was best for the people. When an individual does what he thinks is right, using his best judgment, I don't feel he owes an apology to anybody.

As Mrs. Gary and I go back to our farm home in Marshall County, we will leave here with a very kind and understanding feeling in our hearts toward each of you and our successors in the Governor's Mansion. I feel very confident that when the closing hour arrives for this 27th Oklahoma Legislative Session, all right-thinking people in this state will be able to say once again, "Well done."

Senator Easterly moved that the Sen-

ate Auditor be directed to prepare and the President Pro Tempore be authorized to approve claims for expense of the Majority Floor Leader and members of the Committees on Committees and Rules and Employment and Printing, who attended meetings prior to the convening of the 27th Legislature, which motion was declared adopted.

Senator Easterly moved that members of the Senate be allowed \$175.00 for the purchase of personal stationery, which motion was declared adopted.

Senator Easterly moved that the President Pro Tempore be authorized and directed to approve claim in payment of postage, providing each member of the Senate and its President with one (1) roll of four (4c) postage stamps, which motion was declared adopted.

LOBBY PERMITS

The following requests for Lobby Permits were read and ordered referred to the Committee on Senate and Legislative Affairs, Chairman of which is to be Senator Wilson (Beckham) and members to be appointed later:

W. M. "Bill" Morgan states that he resides at Leonhardt Building, Oklahoma City, Oklahoma; that he is 57 years of age; that he is legislative representative for Oklahoma Lumbermen's Association; that he is paid the sum of \$10,000, per year for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 5th day of January, 1959.

W. M. Morgan

Carroll Swickey states that he resides at 3200 N W 43, Oklahoma City, Oklahoma; that he is 28 years of age; that he is legislative representative for Okla-

homa Association of Insurance Agents; that he is paid the sum of NONE for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 6th day of January, 1959.

Carroll Swickey

Malcolm Coney states that he resides at 729 N. Robinson, Oklahoma City, Oklahoma; that he is 49 years of age; that he is legislative representative for Legislation for the Blind; that he is paid the sum of NONE for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable State Senate 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.

DATED, this 5th day of January, 1959.

Malcolm Coney

COMMUNICATION

The following Communication from the State Board of Equalization was received, read and ordered incorporated in the Journal:

To The Honorable,

President of the Senate.

27th Oklahoma Legislature.

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 January 5, 1959, I have the honor to transmit 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 acknowl-

edging receipt of same for the Minutes and records of the Board.

Respectfully,

A. S. J. Shaw,

State Auditor;

and Secretary,

State Board of Equalization

(SEAL)

RESOLUTION OF THE STATE BOARD OF EQUALIZATION

WHEREAS, The provisions of Article X, Section 23, of the Constitution of the State of Oklahoma, as amended, direct and require the State Board of Equalization, among its other duties, 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 revenue 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, The Board acting in pursuance of the duty and authority thus conferred upon it by the Constitution and law, has caused to be presented to it all 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 revenue of the said funds for the ensuing biennium;

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BOARD OF EQUALIZATION OF THE STATE OF OKLAHOMA:

That the sums and amounts reason-

ably estimated to accrue to the General Revenue Fund and to the several special funds of the State as herein set forth, be and they are hereby adopted and fixed as the official estimate of moneys to accrue for and during the fiscal years 1959-1960 and 1960-1961; and which figures are as follows, towit:

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

December 16, 1958

State Board of Equalization
State 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 Constitution provides that the 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. This Section further provides "that the Legislature may, at any Regular Session * * * enact laws to provide for additional revenue other than Ad Valorem Taxes or transferring the existing revenues or surplus from one fund to another where upon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor, President of the Senate, and the Speaker of the House of Representatives, and the amount of any increase or decrease resulting, for any reason, from such laws, shall be added to or deducted from each respective fund, as the case may be." The 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.

AMOUNT FOR FISCAL YEAR			
THREE YEAR AVERAGE	1956	1957	1958
Total Funds Provided -----	\$89,722,167.39	\$93,762,950.52	\$93,887,913.94
THREE YEAR AVERAGE -----			\$92,457,677.28

ADJUSTMENT OF THREE YEAR AVERAGE		
	FISCAL YEAR 1960	FISCAL YEAR 1961
THREE YEAR AVERAGE -----	\$92,457,677.28	\$92,457,677.28
Less: Necessary Reduction of:		
* Oversize Truck Permits -----	\$112,500.00	
** Insurance Premium Tax -----	\$300,000.00	

	412,500.00	412,500.00
Adjusted Three Year Average -----	\$92,045,177.28	\$92,045,177.28

* S. B. 146, R.S. 26th Leg.

** H. B. 501, R.S. 26th Leg.

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. Said bill provides in part as follows: "Upon the passage of this Act it shall be the duty of the State Board of Equalization to make an estimate of the revenue which will accrue in the Emergency Appropriation Fund during the current Biennium, by reason of transfers of revenues and surpluses to said Fund by this Act and any other laws in force at the time such estimate is made."

ANALYSIS OF THE EMERGENCY APPROPRIATION FUND FOR THE FISCAL YEAR 1956, AND AN ESTIMATE FOR THE FISCAL YEARS 1957, 1958 AND 1959

	1957-1958 ACTUAL	1958-1959 ESTIMATE	1959-1960 ESTIMATE	1960-1961 ESTIMATE
General Revenue				
Fund Collections	\$90,287,294.25	\$91,433,027.26	\$91,191,625.00	\$91,307,725.00
Plus: Surplus Transfers and Lapsed Appropriations	3,600,619.69	3,450,000.00	3,400,000.00	3,200,000.00
TOTAL	\$93,887,913.94	\$94,883,027.26	\$94,591,625.00	\$94,507,725.00
Constitutional Three Year Average	.00	81,540,007.03	92,045,177.28	92,045,177.28

ACTUAL AND ESTIMATED TRANSFERS TO EMERGENCY APPROPRIATION FUND

	\$12,348,356.91	\$13,343,020.23	\$ 2,546,477.72	\$ 2,462,547.72*
Surplus Accruals from Prior Years; Lapsed Appropriations and Statutory Cancellations	90,276.03	.00	.00	.00
TOTAL AVAILABLE IN FUND	\$12,438,632.94	\$13,343,020.23	\$ 2,546,447.72	\$.00
**Less: Appropriation	12,438,632.94	.00	.00	.00

ACTUAL AND ESTIMATED

SURPLUS	\$.00	\$13,343,020.23	\$ 2,546,447.72	\$.00
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* Not Available for Appropriation

** Appropriations made by Twenty-sixth Legislature

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 amounts that can be appropriated from these funds are indicated in the following statements.

OKLAHOMA TAX COMMISSION FUND

	1956	1957	1958
TOTAL -----	\$ 5,186,762.28	\$ 5,368,322.09	\$ 5,427,794.07
THREE YEAR AVERAGE---			\$ 5,327,626.15

CONSERVATION FUND

TOTAL -----	\$ 352,978.95	\$ 375,703.67	\$ 352,634.79
THREE YEAR AVERAGE---			\$ 360,439.14
Plus: Surplus -----			\$ 289,094.96
Total for Appropriation-----		\$ 1,009,973.24	

PUBLIC BUILDING FUND

TOTAL -----	\$ 169,280.91	\$ 344,072.29	\$ 238,175.16
THREE YEAR AVERAGE---			\$ 250,509.45

LIQUEFIED PETROLEUM GAS

TOTAL -----	\$ 91,657.50	\$ 72,384.25	\$ 96,690.00
THREE YEAR AVERAGE---			\$ 86,910.58

HIGHWAY CONSTRUCTION & MAINTENANCE FUND

TOTAL -----	\$30,061,318.16	\$30,775,272.85	\$36,235,882.08
Less: Emergency One Cent Tax -----			4,506,119.33
TOTAL FUNDS -----	\$30,061,318.16	\$30,775,272.85	\$31,729,762.75
THREE YEAR AVERAGE---			\$30,855,451.25

The statement on the following pages is a detailed analysis of the funds for the Fiscal Year 1958, which are actual amounts; and for Years 1959, 1960 and

First Day, Tuesday, January 6, 1959

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1961, which are estimated amounts. These statements are submitted for your consideration in making your estimate for the biennium..

Respectfully,

BURTON LOGAN,

State Budget Director

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE GENERAL REVENUE FUND FOR
THE FIRST FIVE MONTHS OF THE FISCAL YEARS 1958 AND 1959
AND AN ESTIMATED TOTAL FOR 1959, 1960 AND 1961

GENERAL REVENUE FUND	First 5 Mo. of Last Year (1958)	First 5 Mo. of This Year (1959)	Total of Last Year (1958)	Estimated Total For This Year (1959)	Estimated Total For Fiscal Year (1960)	Estimated Total For Fiscal Year (1961)
TAXES:						
Ad Valorem -----	\$ -----	\$ 14.98	\$ 153.39	\$ 200.00	\$ 200.00	\$ 200.00
Beverage -----	2,797,979.79	2,971,376.35	5,748,773.72	6,000,000.00	6,000,000.00	6,000,000.00
Cigarette -----	2,740,628.23	3,041,789.52	8,444,296.48	8,600,000.00	8,650,000.00	8,700,000.00
Franchise -----	2,854,168.41	2,920,654.96	2,887,942.59	2,800,000.00	2,900,000.00	2,900,000.00
Freight Car -----	212,952.77	211,329.18	213,368.73	213,000.00	213,300.00	213,300.00
Fuels Excise -----	318,355.36	328,200.85	709,160.05	725,000.00	725,000.00	725,000.00
Gift -----	33,699.47	61,388.51				
Gross Production -----	9,759,880.71	9,470,531.34	23,520,744.61	23,525,000.00	23,525,000.00	23,525,000.00
Income -----	8,619,074.32	9,009,074.53	22,406,762.09	22,700,000.00	22,500,000.00	22,500,000.00
Inheritance and Estate -----	1,484,968.38	2,465,777.87	4,401,746.22	4,800,000.00	4,800,000.00	4,800,000.00
Insurance Premium -----	2,774.18	43,178.07	6,710,112.30	6,800,000.00	6,700,000.00	6,700,000.00
Motor Vehicle Excise -----	2,720,473.01	2,297,391.81	6,496,399.03	6,492,000.00	6,400,000.00	6,400,000.00
Tobacco Products -----	448,506.00	481,331.16	1,014,918.02	1,100,000.00	1,100,000.00	1,150,000.00
Use -----	1,037,705.49	917,508.40	2,414,100.12	2,400,000.00	2,400,000.00	2,415,000.00
Other Taxes -----		39.15	181.68	200.00	200.00	200.00
LICENSES, PERMITS AND FEES:						
Alcohol Permits -----	\$ 172.00	\$ 220.00	\$ 432.00	\$ 500.00	\$ 500.00	\$ 500.00
Beverage Licenses -----	222,507.04	224,798.52	250,277.30	250,000.00	250,000.00	250,000.00
Cigarette Licenses -----	91,072.85	95,385.76	209,196.65	210,000.00	210,000.00	210,000.00
Charters -----	159,087.77	131,921.13	246,016.46	240,000.00	240,000.00	240,000.00
Coin Devices Licenses -----	311,245.76	312,884.08	322,743.65	320,000.00	320,000.00	320,000.00
Cotton Gin Licenses -----	25.00	91.50	57.50	100.00	100.00	100.00
Docket Fees -----	5,243.48	4,510.00	12,228.48	12,000.00	12,000.00	12,000.00
Drivers Licenses -----	1,110,336.59	1,004,762.26	2,544,152.57	2,500,000.00	2,500,000.00	2,500,000.00
Employment Agency Licenses -----	100.00	200.00	2,150.00	2,200.00	2,200.00	2,200.00
Insurance Agents Licenses -----						

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE GENERAL REVENUE FUND FOR
THE FIRST FIVE MONTHS OF THE FISCAL YEARS 1958 AND 1959
AND AN ESTIMATED TOTAL FOR 1959, 1960 AND 1961

	First 5 Mo. of Last Year (1958)	First 5 Mo. of This Year (1959)	Total of Last Year (1958)	Estimated Total For This Year (1959)	Estimated Total For Fiscal Year (1960)	Estimated Total For Fiscal Year (1961)
Motor Carrier Ident.						
Plates and Reg. -----	21,291.75	20,016.00	125,644.50	125,000.00	125,000.00	125,000.00
Oversize Truck Permits ----	135,845.00	138,830.00	300,240.00	300,000.00	300,000.00	300,000.00
Rural Elec. Co-op Licenses	1,351.73	1,378.83	1,351.73	1,350.00	1,350.00	1,350.00
Securities Agents Licenses -	1,175.00	1,085.00	5,795.00	5,500.00	5,500.00	5,500.00
Securities Dealers Licenses -	390.00	330.00	11,825.00	12,000.00	12,000.00	12,000.00
Title Fees -----	187,766.75	178,360.78	513,166.99	512,000.00	512,000.00	513,000.00
Tobacco Products Licenses--	150.00	195.00	595.00	800.00	850.00	850.00
Other Licenses -----	61,041.16	62,229.24	157,063.97	160,000.00	160,000.00	160,000.00
FINES, FORFEITS AND PENALTIES -----	-----	-----	-----	100.00	100.00	100.00
USE OF MONEY AND PROPERTY -----	20,571.34	16,568.33	51,211.76	60,977.26	61,000.00	61,000.00
RECEIPTS FROM OTHER AGENCIES ----	1,298.39	515.69	2,523.61	2,500.00	2,500.00	2,500.00
SALES AND CURRENT SERVICES -	32,248.59	35,608.03	75,243.51	75,500.00	75,700.00	75,800.00
NON-REVENUE RECEIPTS -----	-----	-----	44.39	100.00	100.00	100.00
 TOTAL GENERAL REVENUE FUND ----	 \$35,394,086.32	 \$36,449,476.83	 \$90,287,294.25	 \$91,433,027.26	 \$91,191,625.00	 \$91,307,725.00
SURPLUS TRANSFERS & LAPSED APPROPRIATIONS			3,600,619.69	3,450,000.00	3,400,000.00	3,200,000.00
 GRAND TOTAL-----			 \$93,887,913.94	 \$94,883,027.26	 \$94,591,625.00	 \$94,507,725.00

First Day, Tuesday, January 6, 1959

Upon motion of Senator Wilson (Beckham), the Senate adjourned to meet as provided under the Rules—1:30 p.m., tomorrow.

Second Legislative Day

Wednesday, January 7, 1959

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

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Boecher.—1.

Absent: Herndon, Mahan.—2.

The President declared a quorum present.

Prayer was offered by the Chaplain.

President Pro Tempore Garvin presiding.

Senator Miskovsky introduced to the Senate Miss Mary Gilmore, President, Miss Bernice Slater, Executive Secretary, Mrs. Frances MacDonald, Chairman of the State Legislative Committee; Miss Eleanor Moore, Executive Secretary, and members of the Oklahoma State Nurses Association from Enid, Woodward, Bristow, Elk City, Anadarko, Beaver, Lawton, Norman and Oklahoma City.

Senator Miskovsky stated that there are about 6000 registered nurses in Oklahoma, and about 2000 licensed practical nurses licensed in Oklahoma; that they serve in hospitals, clinics, doctors'

offices, schools, public health departments, and other places where people receive medical services; that the nurses are dedicated to humanity both in the prevention of disease and the alleviation of suffering and care of the sick.

Senator Miskovsky asked unanimous consent, which was granted, that the above information relating to state nurses be included in the Journal.

The Journal for the last legislative day was declared approved.

LOBBY PERMITS

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Fred A. Setser states that he resides at 6792 E. 27th Place, Tulsa, Oklahoma; that he is 29 years of age; that he is legislative representative for Tulsa Chamber of Commerce; that he is paid the sum of \$____, per ___ for h's services; that he makes this statement in compliance with the laws of the state and petitions the Honorable Oklahoma State Senate 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.

DATED, this 6th day of January, 1959.

Fred A. Setser

Len Yarborough states that he resides at 1104 East 53rd Place, Tulsa Oklahoma; that he is 46 years of age; that he is legislative representative for Oklahoma State AFL-CIO; that he is paid the sum of \$_____, per _____ for his

services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 7th day of January, 1959.

Len Yarborough

Jack A. Odom states that he resides at 901 Kansas, Norman, Oklahoma; that he is 35 years of age; that he is legislative representative for United Steel Workers of America; that he is paid the sum of \$-----, per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 7th day of January, 1959.

Jack A. Odom

T. C. "Ted" Knoop states that he resides at 4208 N. Lindsay, Oklahoma City, Oklahoma; that he is 48 years of age; that he is legislative representative for Oklahoma Retail Merchants Association; that he is paid the sum of \$-----, per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 7th day of January, 1959.

T. C. Knoop

FIRST READING

The following Bills were introduced and read the first time:

SB 4—By Ritzhaupt—An Act proposing a law, and providing for

the referral thereof to the people for their approval or rejection which law: Calls a Constitutional Convention under authority of Section 2, Article XXIV, Oklahoma Constitution, to propose alterations, revisions, or amendments to the present Oklahoma Constitution or to propose a new Constitution, convening on the second Tuesday in July, 1961, fixing the number of delegates and provides for their election and compensation; provides for employees of said convention and the handling of the business property, and funds thereof; and provides for the submission of any proposals of said convention to the people.

Senator Harris asked unanimous consent to be made co-author of **SB 4**, which was the order.

SB 5—By Miskovsky—An Act pertaining to taxation; providing for increasing the depletion allowable for income tax purposes in the case of income from oil and gas production; amending Title 68 O. S. 1951, Section 880 as amended by Section 1, Chapter 21a, Title 68, Oklahoma Session Laws 1955, Page 401 and declaring an emergency.

SB 6—By Cartwright (Bryan)—An Act relating to public Highways; making an appropriation to the State Highway Department of any money accruing to the credit of the emergency appropriation fund for the fiscal year ending June 30, 1959, in excess of all other appropriations heretofore made by the Legislature to the State Highway Department for the purpose of construction of highways; and declaring an emergency.

SECOND READING

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

SB 1—Judiciary.

SB 2—Insurance.

SB 3—Appropriations and Budget.

SJR 1—Constitutional Amendments,

Initiative and Referendum and Code Revision.

SJR 2—Constitutional Amendments, Initiative and Referendum and Code Revision.

Senator Collins asked to be shown excused until such time as he might return to the Chamber, which was the order.

COMMITTEE APPOINTMENT

President Pro Tempore Garvin appointed as the Committee on Senate and Legislative Affairs (Rule 4) Senators Wilson (Beckham), Payne, Allen, Dacus, Boecher, Easterly and Walker.

Senator Wilson (Beckham) moved that a committee of three members of the Senate be appointed to meet with a like committee of the Honorable House tomorrow at 9:00 a. m. in the House Lounge relative to House and Senate participation in the Inaugural Ceremonies of State Officers, which motion was declared adopted.

President Pro Tempore Garvin appointed on this committee, Senator Grantham, Chairman, and Senators Ber-rong and Trent.

RESOLUTIONS

By unanimous consent, upon request of Senator Baldwin, the following Resolution was introduced:

SR 2—By Baldwin—A Resolution paying Respect to the Honorable Howard Young, Distinguished Former Senator of the Oklahoma Senate; and extending the Sympathy of the Members of the Senate of the Twenty-Seventh Legislative Session to the Bereaved Family.

Senator King moved that every member of the Senate, be made a co-author to **SR 2**, which motion was declared adopted.

SR 2, as amended, was read at length as follows:

SENATE RESOLUTION NO. 2 — By

BALDWIN, ALLEN, BAILEY, BER-RONG, BOECHER, BREEDEN, CARRIER, CARTWRIGHT (Bryan), CARTWRIGHT (Seminole), COBB, COLLINS, COWDEN, DACUS, EASTERLY, FIELD, FINE, GARVIN, GRANTHAM, HALL, HAMILTON, HARRIS, HERN-DON, HOPE, KERR, KING, LAND, McCLENDON, McCOLGIN, McSPAD-DEN, MAHAN, MISKOVSKY, MOR-FORD, PAYNE, PAZOURECK, PIT-CHER, RITZHAUPT, SANDLIN, SHOEMAKE, STIPE, TIPPS, TRENT, WALKER, WILSON (Beckham), and WILSON (Greer).

A RESOLUTION PAYING RESPECT TO THE HONORABLE HOWARD YOUNG, DISTINGUISHED FORMER SENATOR OF THE OKLAHOMA SEN-ATE; AND EXTENDING THE SYM-PATHY OF THE MEMBERS OF THE SENATE OF THE TWENTY-SEV-ENTH LEGISLATIVE SESSION TO THE BEREAVED FAMILY.

WHEREAS, in the illimitable wisdom of the Almighty Creator of the Universe, the Honorable Howard Young has been relieved of his earthly toils and burdens and has been projected by the hand of Him into that Kingdom which knows no earthly bounds; and

WHEREAS, Howard Young's constant vigilance toward the poor, the down-trodden, the sick and those in need of spiritual as well as physical need, represented in him a devotion to his fellow man seldom found among men; and

WHEREAS, by his industry, his leadership and services to humanity, the history and destiny of Oklahoma, shall eternally feel the touch of his fingers, and the State of Oklahoma and posterity is and shall always be indebted to him for his loyalty and devotion to the wel-fare of the State of Oklahoma and to the people thereof.

NOW, THEREFORE, BE IT RE-SOLVED BY THE SENATE OF THE

TWENTY-SEVENTH LEGISLATURE
OF THE STATE OF OKLAHOMA:

That the members of the Senate, now assembled, send their condolences to the bereaved family of the late Senator Howard Young, and that the Senate express its deep sense of appreciation for having had the opportunity to know and work with him and of its feeling of loss and grief for having to be without him.

BE IT FURTHER RESOLVED That a copy of this resolution be spread upon the Journal of the Senate, and a copy of this resolution be mailed to the members of the family of the deceased, in testimony of the sentiment of the Legislature of the State of Oklahoma, as hereinabove expressed.

Senator Baldwin moved the adoption of **SR 2**, as amended, which motion prevailed.

SR 2, as amended, was referred for enrollment.

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

By unanimous consent, upon request of Senator Baldwin, the following Resolution was introduced:

SR 3—By Baldwin—A Resolution paying Respect to the Honorable Stanley Coppock, Distinguished former Senator and Minority Floor Leader of the Oklahoma Senate; and extending the Sympathy of the Members of the Senate of the Twenty-Seventh Legislative Session to the Bereaved Family.

Senator Morford moved that each member of the Senate be made a co-author to **SR 3**, which motion was declared adopted.

SR 3, as amended, was read at length as follows:

SENATE RESOLUTION NO. 3 — By BALDWIN, ALLEN, BAILEY, BER-RONG, BOECHER, BREEDEN, CARRIER, CARTWRIGHT (Bryan), CARTWRIGHT (Seminole), COBB, COLLINS, COWDEN, D A C U S, EASTERLY,

FIELD, FINE, GARVIN, GRANTHAM, HALL, HAMILTON, HARRIS, HERN-DON, HOPE, KERR, KING, LAND, McCLENDON, McCOLGIN, McSPAD-DEN, MAHAN, MISKOVSKY, MOR-FORD, PAYNE, PAZOURECK, PIT-CHER, RITZHAUPT, SANDLIN, SHOEMAKE, STIPE, TIPPS, TRENT, WALKER, WILSON (Beckham), WIL-SON (Greer).

A RESOLUTION PAYING RESPECT TO THE HONORABLE STANLEY COPPOCK, DISTINGUISHED FORMER SENATOR AND MINORITY FLOOR LEADER OF THE OKLAHOMA SENATE; AND EXTENDING THE SYMPATHY OF THE MEMBERS OF THE SENATE OF THE TWENTY-SEVENTH LEGISLATIVE SESSION TO THE BEREAVED FAMILY.

WHEREAS, In the infinite wisdom and providence of Our Almighty Lord and Master, the Honorable Stanley Coppock has been relieved of the burdens of his earthly labors and has been called into the magnificent service found only in the eternal hereafter; and

WHEREAS, Stanley Coppock was a man of honor and integrity; always placing truth and the dignity of mankind above all else; and

WHEREAS, Stanley Coppock was a man true to his political party, yet also, was a man true to his convictions of justice above all else; and

WHEREAS, Stanley Coppock, being never a man of apathy but always a man of action, was truly one of the outstanding senior citizens of the State of Oklahoma, having served long and faithfully in the Oklahoma State Senate and as Minority Floor Leader thereof; and

WHEREAS, Stanley Coppock was a man of material wealth, yet he was a humble God fearing man who never lost the touch of the common man, from the time that he rode on to the prairies of Northwestern Oklahoma, as a boy, until the date of his passing to

that Eternal City made not by the hands of man; and

WHEREAS, The memory of his presence and wholesome fellowship still abides with us.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA.

That the members of the Senate, now assembled, send their condolences to the bereaved family of the late Senator Stanley Coppock and that the Senate express its deep feeling of gratitude for having known and served with him and of grief for having lost him; and

BE IT FURTHER RESOLVED that this Resolution be spread upon the Journal of the State Senate and that properly prepared copies be transmitted to the family of the late Senator and that one copy be transmitted to the library of the University of Oklahoma.

Senator Baldwin moved the adoption of **SR 3**, as amended, which was seconded by Senator Dacus, and declared adopted.

SR 3, as amended, was referred for enrollment.

By unanimous consent, upon request of Senator Baldwin, the following Resolution was introduced:

SR 4 — By Baldwin — A Resolution paying Respect to the Honorable James Babb, Distinguished Former Senator of the Oklahoma State Senate; extending the Sympathy of the Members of the Senate of the Twenty-Seventh Legislative Session to the Bereaved Family.

Senator Hamilton moved that the entire membership of the Senate be made co-authors of **SR 4**, which was the order.

SR 4, as amended, was read at length as follows:

SENATE RESOLUTION NO. 4 — By BALDWIN, ALLEN, BAILEY, BER-RONG, BOECHER, BREEDEN, CARRIER, CARTWRIGHT (Bryan), CART-

WRIGHT (Seminole), COBB, COLLINS, COWDEN, DACUS, EASTERLY, FIELD, FINE, GARVIN, GRANTHAM, HALL, HAMILTON, HARRIS, HERN-DON, HOPE, KERR, KING, LAND, McCLENDON, McCOLGIN, McSPAD-DEN, MAHAN, MISKOVSKY, MOR-FORD, PAYNE, PAZOURECK, PIT-CHER, RITZHAUPT, SANDLIN, SHOEMAKE, STIPE, TIPPS, TRENT, WALKER, WILSON (Beckham), WIL-SON (Greer).

A RESOLUTION PAYING RESPECT TO THE HONORABLE JAMES BABB, DISTINGUISHED FORMER SENATOR OF THE OKLAHOMA STATE SEN-ATE; EXTENDING THE SYMPATHY OF THE MEMBERS OF THE SENATE OF THE TWENTY-SEVENTH LEGIS-LATIVE SESSION TO THE BE-REAVED FAMILY.

WHEREAS, The State of Oklahoma has lost one of its great pioneers, lawyer and statesman with the death of former Senator James Babb of the City of Poteau and LeFlore County on the Twenty-second day of November in the year of Our Lord, Nineteen Hundred and Fifty-eight; and

WHEREAS, The workings of the mind of the Almighty God concerning the matters of life and death are not to be comprehended by mortal man, and it is never understood why death must come; yet, it must be understood that the Creator's way is the better way and therefore the passing of this great man must be accepted as the will of the Lord; and

WHEREAS, James Babb was a man of great wisdom, sound judgment and truly a man of tremendous foresight, having been one of the leaders and instigators of the movement which lead to statehood for the great State of Okla-homa; and

WHEREAS, His long and faithful service as a public servant, as County Clerk, County Attorney, member of the Honorable House of Representatives of

the Oklahoma Legislature, member of the Oklahoma State Senate and as County Judge of LeFlore County, all covering a span of almost Fifty years; and

WHEREAS, James Babb was a family man with a devoted wife, a daughter, three sons and many grand and great-grandchildren all of whom he loved with the devotion that can be contributed only to a man of profound character and deep appreciation and understanding.

NOW, THEREFORE BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the members of the Senate, now assembled, send their condolences to the bereaved wife and children of the late James Babb and that the Senate express

its deep feeling of gratitude for the great service that this man has rendered to the people of the State of Oklahoma and to eons of generations to come; and

BE IT FURTHER RESOLVED that this Resolution be spread upon the Journal of the State Senate and that properly prepared copies be transmitted by the Secretary of the Senate to his wife and to the library of the University of Oklahoma.

Senator Baldwin moved the adoption of **SR 4**, as amended, which motion was declared adopted.

SR 4, as amended, was referred for enrollment.

Upon motion of Senator Payne, the Senate adjourned to meet at 11:00 a. m. Thursday.

Third Legislative Day
Thursday, January 8, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by its President, Lieutenant Governor Cowboy Pink Williams.

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Boecher, Morford.—2.

Absent: Cowden.—1.

The President declared a quorum present.

Upon request of the Chaplain, members of the Senate repeated with him the Lord's Prayer.

President Pro Tempore Garvin presiding.

The Journal for the last legislative day was declared approved.

RESOLUTIONS

SR 6 was introduced, read at length as follows, adopted upon motion of Senator Ritzhaupt and referred for enrollment:

SENATE RESOLUTION No. 6—By Ritzhaupt, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr,

King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer).

A RESOLUTION COMMENDING THE OKLAHOMA PUBLIC WELFARE COMMISSION AND L. E. RADER, DIRECTOR, DEPARTMENT OF PUBLIC WELFARE.

WHEREAS, The Oklahoma Public Welfare Commission and L. E. Rader, Director, Department of Public Welfare, have accomplished the Herculean task of administering the multi-million dollar welfare program in Oklahoma in a realistic and creditable manner; and

WHEREAS, The achievements in policy and administration have been the result of Commission and Department endeavors; and

WHEREAS, The programs and policies are approved by a majority of Oklahomans; and

WHEREAS, The programs administered have received national attention and mention, comparatively; and

WHEREAS, The future of the welfare programs depends on policies and decisions of capable public officers:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the Members of the Oklahoma Public Welfare Commission and L. E. Rader, Director, Department of Public Welfare, be congratulated in an official manner for their vision, endeavors, and achievements in the policy

formulation and administration of the public welfare programs in Oklahoma.

SECTION 2. That duly authenticated copies of this Resolution be delivered to the Members of the Oklahoma Public Welfare Commission: Rupert L. Jones, Antlers, Chairman; Joe W. Ables, Miami; Clint Applewhite, Carnegie; R. D. Cravens, Oklahoma City; G. T. Daugherty, Marlow; W. E. Farha, Bristow; R. M. Greer, Enid; Will C. Jones, Mangum; and to L. E. Rader, Director, Department of Public Welfare.

The following Resolution was introduced by Senator Ritzhaupt:

SR 7—By Ritzhaupt, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham) and Wilson (Greer)—A Resolution Commending the Oklahoma Highway Commission and C. A. Stoldt, the Former Director of the Department of Highways.

Senators Fine and Ritzhaupt moved to amend **SR 7** by adding after the name "Stoldt" and/or "Stoldt, former Director," wherever it appears in said Resolution, the words, "Gomer H. Bittle, Chief Engineer, and John J. Stobaugh, Construction Engineer," and that the title be amended to conform therewith, which amendment was declared adopted.

SR 7, as amended, was read at length as follows, adopted upon motion of Senator Ritzhaupt, and referred for enrollment:

SENATE RESOLUTION NO. 7 — By Ritzhaupt, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly,

Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer).

A RESOLUTION COMMENDING THE OKLAHOMA HIGHWAY COMMISSION AND C. A. STOLDT, THE FORMER DIRECTOR, GOMER H. BITTLE, CHIEF ENGINEER, AND JOHN J. STOBAUGH, CONSTRUCTION ENGINEER, OF THE DEPARTMENT OF HIGHWAYS.

WHEREAS, The Oklahoma State Highway Commission and C. A. "Bud" Stoldt, former Director, Gomer H. Bittle, Chief Engineer, and John J. Stobaugh, Construction Engineer, Department of Highways, have planned and administered a mammoth and gigantic highway construction program during the Raymond D. Gary Administration; and

WHEREAS, The achievements in degree of road construction and programming have been unparalleled in Oklahoma; and

WHEREAS, The new roads and highways have received national attention and mention comparatively; and

WHEREAS, The rapid development of modern State highways has become a reality under the vision of the Oklahoma State Highway Commission and the skill of C. A. Stoldt, Gomer H. Bittle and John J. Stobaugh;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the members of the Oklahoma State Highway Commission, and C. A. Stoldt, former Director, Gomer H. Bittle, Chief Engineer, and John J. Stobaugh, Construction Engineer, Department of Highways, be congratulated in an official way for their

vision, endeavors, and achievements in the field of roads and highways.

SECTION 2. That duly authenticated copies of this Resolution be delivered to the Members of the Commission: A. B. Green, Purcell, Chairman; Robert Barr, Hennessey, Vice Chairman; Paul V. Carlile, Sallisaw, Secretary; Raymond D. Gary, Madill, Ex Officio Member; Julius W. Cox, Boise City, Member; L. M. Tittle, Mangum, Member; J. I. Goins, Ardmore, Member; H. Tom Kight, Jr., Claremore, Member; S. M. Wilcoxson, Shawnee, Member; and to C. A. Stoldt, former director, Gomer H. Bittle, Chief Engineer and John J. Stobaugh, Construction Engineer of the Department of Highways.

The following Resolution was introduced by Senator Fine:

SR 8—By Fine, McClendon, Cobb, Walker, Allen, Field, Wilson (Greer), Hamilton, Trent, Bailey, Collins, Tipps, Shoemake, Grantham, Ritzhaupt, McSpadden, Stipe, Baldwin, Garvin and Hope—A Resolution relating to the Honorable Cowboy Pink Williams, Lieutenant Governor and President of the Senate, his Desk, Chairs, Office Furniture and Appurtenances thereto, and His Official Gavel.

Senator Dacus moved that the entire membership of the Senate be made a co-author to **SR 8**, which amendment was declared adopted.

SR 8, as amended, was read at length as follows, adopted upon motion of Senator Fine and referred for enrollment:

SR 8—By Fine, McClendon, Cobb, Walker, Allen, Field, Wilson (Greer), Hamilton, Trent, Bailey, Collins, Tipps, Shoemake, Grantham, Ritzhaupt, McSpadden, Stipe, Baldwin, Garvin, Hope, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Hall, Harris, Herndon, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford,

Payne, Pazoureck, Pitcher, Sandlin, Wilson (Beckham).

A RESOLUTION RELATING TO THE HONORABLE COWBOY PINK WILLIAMS, LIEUTENANT GOVERNOR AND PRESIDENT OF THE SENATE, HIS DESK, CHAIRS, OFFICE FURNITURE AND APPURTENANCES THERETO, AND HIS OFFICIAL GAVEL.

WHEREAS, Lieutenant Governor, Cowboy Pink Williams has honorably served the State of Oklahoma and its citizens for the past four years; and

WHEREAS, during said four years Lieutenant Governor Williams has been President of the Senate, performing his duties with diligence and distinction; and

WHEREAS, the Senate of the State of Oklahoma, on its own behalf and on behalf of the People of this State, wishes to express its heartfelt appreciation for the great services rendered by the Lieutenant Governor.

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

That the desk, chairs, office furniture and appurtenances thereto, and the official gavel used by the Honorable Cowboy Pink Williams, Lieutenant Governor, be committed to his care and custody as a token of our high esteem and appreciation for his services as President of the Senate, both to ourselves and to the People of the State of Oklahoma.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Frederick N. Bull states that he resides at 1730 Andover Ct., Oklahoma City 20, Oklahoma; that he is 37 years of age; that he is legislative representa-

tive for Oklahoma State Council of Carpenters; that he is paid the sum of \$____, per ____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 7th day of January, 1959.

Frederick N. Bull

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 1, 2, 3 and 4 properly enrolled.

Enrolled SRs 1, 2, 3 and 4 were properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following Bills were introduced and read the first time:

SB 7—By Bailey and Collins—An act making an appropriation to the Oklahoma State Regents for higher education; providing for the allocation of funds to constituent institutions; providing legislative intent; making the appropriations of this act non-fiscal; making provisions of this act severable; and declaring an emergency.

SB 8—By Kerr—An Act authorizing and relating to county parking lots; making certain acts unlawful; fixing penalties; and declaring an emergency.

SB 9—By Collins, Field and Stipe of the Senate and McCarty, Finch, Skeith, Vandiver, Cartwright, Cook, Spear, Ham, Shibley, Privett, Larason, Lollar, Stewart, Gotcher, Van Hooser, Andrews, Skaggs and Bradley of the House—An act relating to roads and highways; providing for closing of highways by the state, counties and cities for certain purposes; prohibiting the driving around, over, under or through barriers closing roads, with exceptions; providing for the erection of barriers and traffic control

devices under certain conditions; prohibiting the removal or otherwise tampering with road barriers and/or traffic control devices; providing for liability for failure of performance by certain persons; providing a penalty; and declaring an emergency.

SB 10—By Trent, Allen, Cartwright (Bryan), Cobb, Collins, Fine, Kerr, King, McColgin, Sandlin, Field, Shoemaker—An Act relating to soil and water conservation; making appropriations to the State Soil Conservation Board for watershed planning purposes in cooperation and agreement with the United States Department of Agriculture; making the appropriation non-fiscal; and declaring an emergency.

Senators Dacus, Berrong, Ritzhaupt, Walker, Grantham, Harris, Herndon, McClendon, McSpadden, Pazoureck, Wilson (Greer) Hamilton, Tipps, Easterly, Baldwin, Breeden and Cartwright (Seminole), asked to be made co-authors of **SB 10**, which was the order.

SECOND READING

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

SB 4—State and Federal Government.

SB 5—Revenue and Taxation.

SB 6—Roads and Highways, then to Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 501**.

By unanimous consent, upon request of Senator Field, **HCR 501** was taken up for immediate consideration.

Senator Field asked unanimous consent that every member of the Senate be made a co-author of **HCR 501**, which was the order.

HCR 501, as co-authored, was read at length as follows, and adopted upon motion of Senator Field:

ENGROSSED HOUSE CONCUR-

RENT RESOLUTION NO. 501—By Bullard, Davis, Larason, Greenhaw, Bouse, Wolf, Williams (Murray), Cox, Graves, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Craig, Daniel, Daugherty, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Green, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe (Kay), Howze (Seminole), Hurst, Huser, Inman, Johnston (Tulsa), Jones, Jumper, Kardokus, Karnes, Lance, Langley, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom, Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley (Creek), Shipley (Nowata), Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Woodward), Willis (Cherokee) and Willis (Jackson) of the House and Field, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer), of the Senate.

A CONCURRENT RESOLUTION EXPRESSING THE DEEP REGRET AND SORROW OF THE MEMBERS OF THE TWENTY-SEVENTH LEGISLATURE AT THE DEATH OF THE HONORABLE FLOYD SUMRALL OF BEAVER COUNTY, A MEMBER OF

THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND THROUGH THE TWENTY-SIXTH REGULAR SESSIONS; DIRECTING THAT A COPY OF THIS RESOLUTION BE SPREAD UPON THE PERMANENT JOURNALS OF THE HOUSE AND SENATE AS A MEMORIAL OF HIS CHRISTIAN PRINCIPLES, HIS PUBLIC AND PRIVATE SERVICES TO MANKIND, HIS INTEGRITY, AND TO THOSE OTHER WHOLESOME QUALITIES OF A GREAT LIFE NOBLY LIVED; AND THAT AN AUTHENTICATED COPY OF THIS RESOLUTION BE FORWARDED TO HIS WIDOW, IRENE SUMRALL, BEAVER, OKLAHOMA.

WHEREAS, On October 28, 1958, an all wise Providence called from these legislative halls and from the earthly life the Honorable Floyd Sumrall, a respected and beloved member of the House of Representatives, who served from the Twenty-second through the Twenty-sixth regular legislative sessions; and

WHEREAS, his call by the Divine Ruler of the Universe has left an irreplaceable void in the deliberations and fellowship of this Legislature; and

WHEREAS, he was eminent in public life and widely known for his dedication to the principle that "a public office is a public trust," having served faithfully during five (5) regular sessions of the Oklahoma Legislature as Speaker Pro Tempore during the Twenty-fifth Session; and

WHEREAS, the opportunity to serve his fellow men was his guiding motive for serving five (5) terms in the House of Representatives; and

WHEREAS, his civic activities in behalf of his community and State, as well as his personal life and integrity, were such as to deservedly win the admiration, respect and warm personal regard

of all who were privileged to know him, and

WHEREAS, he was a member and steward in the Methodist Church of Beaver, Oklahoma, and a leader in the construction of a new place of worship, Past Commander of the local post of the American Legion, Past President of the Beaver Chamber of Commerce, Past President of the Liquefied Petroleum Gas Association, and a director thereof at the time of his death, a member of the Masonic Lodge, 32nd Degree, and a member of many civic organizations, each of which were elevated because he was among their numbers; and

WHEREAS, he was eminent in public service, successful in his chosen profession, and universally beloved in both his private and public life, his death is mourned with sorrow befitting the loss which his State sustains in his decease; and

WHEREAS, the memory of his Christian principles, his noble achievements and services, public and private, his devotion to his family, and his rewarding fellowship in this Legislature will be treasured forever by all who knew him; and

WHEREAS, his constructive life has ended, but the results of his unselfish dedication to a happy family life, to a life of service as an outstanding Oklahoman and Legislator will be indelibly visible for generations; and

WHEREAS, on May 29, 1957, he answered final roll call in this House of Representatives, subsequently to answer "present" in a Higher Realm, but the cherished memories of his service and fellowship in these legislative halls is with us now and forever.

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

SECTION 1. That in the passing of

our former colleague and friend, Floyd Sumrall, our Legislature and our people express our deep sorrow and extend our sincere sympathy and condolence to his widow and family.

SECTION 2. That this Resolution be spread upon the pages of the permanent journals of the House of Representatives and Senate as a memorial to his Christian principles, his public and private services and integrity, and to all those other wholesome qualities of a great and good life nobly lived.

SECTION 3. That an authenticated copy of this Resolution be forwarded to Irene Sumrall, Beaver, Oklahoma, and to all other members of the immediate family, as a token of sincere respect and admiration which the members of the Oklahoma Legislature and the people of the State of Oklahoma hold for her husband, the late Honorable Floyd Sumrall.

HCR 501, as co-authored, was properly signed and ordered returned to the Honorable House.

Senator Grantham, as Chairman of the Committee appointed to confer with a like Committee from the Honorable House on the Governor's Inauguration program, reported the duty performed, and asked unanimous consent, which was granted, that the program be printed and incorporated in the Journal, which was the order, the Inaugural Program being shown on Page 55.

Senator Allen asked unanimous consent that he be designated as the Oklahoma State Senate's representative at the National Resources Conference to be conducted by the Army War College at Tinker Field, and that the record show him excused from January 11 to January 24 for that purpose, which was the order.

There being matters on the President's desk for the consideration of the Senate in Executive Session, it was upon motion of Senator Wilson (Beckham)

that the Senate closed its doors and went into Executive Session.

*

The Senate, in open session, was called to order by Senator Mahan.

Senator Wilson (Beckham) moved that, when the Clerk's desk is cleared of

routine matters, the Senate adjourn to meet at 10:00 a. m., Monday, January 12, 1959, which motion prevailed.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 10:00 a. m. Monday, January 12, 1959.



Oklahoma's first inauguration of her second half century of statehood finds an alert, eager people striving to excel in the fascinating and challenging age of space and science, while retaining their neighborly humaneness. Today's Oklabomans are the sons and daughters of fathers who built a state from teepees to towers in fifty short years without losing touch with God or fellow man—a people on the march with young and dynamic leadership to pioneer their second half century.

THE PARADE

Nine in the Morning

Escorting
Governor-Elect J. Howard Edmondson
and
Outgoing Governor Raymond Gary

Parade forms at Couch Drive and Walker, moves
East on Park Avenue to Broadway, South on
Broadway to Main, West past reviewing
stand in two hundred block on Main
to Lee and turn North

Parade Marshal
Major General Roy W. Kenny

Honorary Parade Marshal
Dale Robertson

Participants
Police Escort
Grand Marshal and Honorary Marshal
Governor Edmondson
Governor Gary
Honored Guests

Bands

45th Infantry Division Oklahoma Military Academy
Ft. Sill A & MC,
Oklahoma State University Oklahoma University
Randolph Field AFB Kiltie
Highschool Bands

Color Guards and Marching Units

Ft. Sill A & MC, Tinker AFB, Norman NATTC
University of Oklahoma Navy, Army and Air ROTC,
Oklahoma State University Army and Navy ROTC,
Oklahoma Military Academy,
University of Tulsa Air ROTC,
India Temple Mounted Patrol,
Veteranettes

Fly Overs

185th Fighter Interceptor Squadron

THE INAUGURATION

CAPITOL

Eleven in the morning

University of Oklahoma Band
Oklahoma State University Band
Oklahoma City University Surrey Singers
Grove Highschool Girls Choral Group

J. HOWARD EDMONDSON

Takes oath of office, administered by Earl Welch,
Chief Justice of Supreme Court

GEORGE NIGH

Takes oath of office, administered by Denver N. Davison,
Vice Chief Justice of Supreme Court

Address

GOVERNOR J. HOWARD EDMONDSON

Invocation and Benediction: The Rev. William S. Findley
Master of Ceremonies: Norman E. Reynolds, Jr.

Official Oaths Jointly Administered

William A. Berry, Justice of the Supreme Court
Pat Irwin, Justice of the Supreme Court
W. H. Blackbird, Justice of the Supreme Court
John A. Brett, Judge of the Criminal Court of Appeals
John D. Conner, Secretary of State
Andy Anderson, State Auditor
Mac Q. Williamson, Attorney General
William A. Burkhardt, State Treasurer
Oliver Hodge, Superintendent of Public Instruction
John M. Rogers, State Examiner and Inspector
Jim Hughes, Commissioner of Labor
Buck Cook, Commissioner of Charities and Corrections
Joe B. Hunt, Commissioner of Insurance
Andy Payne, Clerk of the Supreme Court
Ray C. Jones, Corporation Commissioner
John M. Malloy, Chief Mine Inspector
Sam C. Wells, Assistant Mine Inspector
John W. Moore, Assistant Mine Inspector
Buck Perry, Assistant Mine Inspector
Joe Hobson, Assistant Mine Inspector

*(In case of unfavorable weather, Inaugural Ceremony
will be held in the Capitol)*

PRAYER BREAKFAST

Seven in the Morning

Crystal Room

Skirvin Hotel

Dedicatory Talks by

Governor J. Howard Edmondson

Senator Harold T. Garvin

President Pro Tempore of the Senate

Representative Clint G. Livingston

Speaker of The House of Representatives

CLERGY

Invocation — Rabbi Oskar Flieschacker

Sermonette — The Reverend William S. Findley

Benediction—The Rt. Rev. Monsignor Charles A. Buswell

THE RECEPTION

Two in the Afternoon

Blue Room

State Capitol

Governor and Mrs. J. Howard Edmondson

Lieutenant Governor George Nigh

Other Elected Officials

will meet visiting guests

(Those wishing to be received will
enter Blue Room by South Corridor)

THE INAUGURAL BALL

Oklahoma State Semi-Centennial

Exposition Grounds

Royal Pavillion

Formal

Music by Charlie Barnett and his Orchestra

Grand March

Dancing from nine to one

Third Day, Thursday, January 8, 1959

59

GOVERNOR J. HOWARD EDMONDSON

The Sooner State's new first family brings a background of pioneer Oklahoma and a spirit of progress to the governor's mansion. J. Howard Edmondson is the fourth child of Mr. and Mrs. E. A. Edmondson of Muskogee—a pioneer Oklahoma family. At thirty-three he is the state's youngest chief executive.

He was born September 27, 1925 in Muskogee, where he was reared and educated in the public schools. Upon his graduation from Central High School he enrolled in the University of Oklahoma.

Even though only seventeen Howard left the campus to join the Air Force and began a military career that saw him become a flight officer. When the war clouds cleared, he returned to Oklahoma and on May 15, 1946 married his childhood sweetheart, Jeannette Bartleson. Like many other newlyweds, the Edmondsons returned to the University of Oklahoma so Howard could complete his legal education.

After graduation, Howard Edmondson was honored by selection as law clerk for Judge Eugene Rice of the Federal District Court.

Governor Edmondson's family has a distinguished background of public service, starting with his beloved Father

who served as an official in Muskogee County. The Governor's Brother, Congressman Ed Edmondson, is serving his fourth term representing the Second Congressional district. Congressman Edmondson served as county attorney in Muskogee County prior to his election.

In 1953, Howard Edmondson was offered the position of chief prosecutor in the Tulsa County Attorney's Office. In 1954 Howard was elected County Attorney. He was soon known as a fearless and capable prosecutor who sought out and prosecuted crime in high places. Reforms in governmental procedure resulted from his tireless efforts. With his outstanding record he was re-elected at the end of that first term by an overwhelming majority.

His dynamic effort, waged with the same objective force that projected him into the public spotlight as a prosecutor, brought about his nomination for Governor by the greatest majority in the state's history. J. Howard Edmondson's election in November was equally impressive.

The new Governor and First Lady have three wonderful children, James Howard, 11, Jeanne, 9, and Patty, 6. In Muskogee and in Tulsa, as will be true in Oklahoma City the Edmondsons maintain a rewarding closely knit family life based upon teamwork and Christian principles.

LIEUTENANT GOVERNOR GEORGE NIGH

Like Oklahoma's new Governor Oklahoma's incoming Lieutenant Governor is the youngest yet elected by Oklahomans and is also the youngest serving in his position throughout the nation.

George Nigh, son of Mr. and Mrs. W. R. Nigh, was born in McAlester in 1927, the fourth of the family's five children. With the advent of World War II, he joined and served in the United States Navy. During this period of service for his country he acquired an intense interest in governmental and civic affairs. Following his wartime service he immediately set about in pursuit of further education. After graduation from Eastern A&M College, he earned his B.A. degree at East Central State College.

Returning to McAlester to a position in his chosen profession, George Nigh taught History and Government at

McAlester High. Soon his activities and interest spread to include active participation in community and state affairs. Among the prominent positions he held were State Secretary and State Director of the Junior Chamber of Commerce and State President of the League of Young Democrats.

Yet teaching, civic work and politics were to be subservient to his devotion to state government. His inherent abilities and integrity were recognized and rewarded by the people sending him to the legislature four times before he was elected Lieutenant Governor.

His busy pace thus far has afforded him no time for matrimony. Oklahoma's young Lieutenant Governor therefore ranks as Oklahoma's most eligible bachelor.

Third Day, Thursday, January 8, 1959

I N A U G U R A L C O M M I T T E E

Mack Burks, Oklahoma City, General Chairman

EXECUTIVE COMMITTEE

Max Genet, Jr., Oklahoma City

Harold Stuart, Tulsa

James Davidson, Tulsa

Reginald D. Barnes, Tulsa

INVITATION COMMITTEE:

Mrs. Calvin Newsum -----Chairman
Oklahoma City

Mrs. Wynetka Armor -----Vice-Chairman
Tulsa

Mrs. Mary Lynch Davis, Oklahoma City

Mrs. Cy Selfridge, Oklahoma City

Mrs. Lawrence M. Clark, Tulsa

CAPITOL CEREMONIES COMMITTEE:

Norman E. Reynolds, Jr. -----Chairman
Oklahoma City

John J. Vater, Jr., Enid
Dale Schmitt, Oklahoma City

Jack Howard, Muskogee

Tom Watson, McAlester

Al Braver, Ardmore

Louis K. Sharpe, Checotah

Mr. and Mrs. Howard McBee, Frederick

William B. Hill, Muskogee

Mrs. Robert L. Atkins, Oklahoma City

Mrs. Norman E. Reynolds, Jr., Oklahoma City

Emery Jennings, Muskogee

A. C. Link, Chickasha

RECEPTION COMMITTEE:

Mrs. Merle Mullican -----Chairman
Oklahoma City

Mrs. George Dean, Tulsa

Mrs. Genevieve McDonald, Fairview

Mrs. Fred Barker, Muskogee

Mrs. Jack Howard, Muskogee

Mrs. Al Braver, Ardmore

Mrs. William B. Hill, Muskogee

VISITORS COMMITTEE:

L. E. Gene Bayles -----Chairman
Oklahoma City

Mrs. Charles N. Berry, Jr. Oklahoma City

Sidney Upsher, Oklahoma City

Lee Allen Smith, Oklahoma City

PUBLICITY COMMITTEE:

John Criswell, Oklahoma City -----Chairman

Stan Pate, Oklahoma City

PHYSICAL ARRANGEMENTS and TRAFFIC CONTROL COMMITTEE:

Major General Roy W. Kenney and Staff

PERSONAL PARTY COMMITTEE:

Mr. and Mrs. H. A. Pruitt, Ardmore

Mr. and Mrs. W. B. Pruitt, Muskogee

TRANSPORTATION COMMITTEE:

Jack Clark, Oklahoma City -----Chairman

R. T. Scott, Oklahoma City

Brooks Hall, Oklahoma City

Jean I. Everest, Oklahoma City

DECORATIONS COMMITTEE:

Mrs. Stanley B. Catlett, Jr. -----Chairman
Oklahoma City

Mrs. William Beavers, Oklahoma City

Mrs. John Hannah, Muskogee

Mrs. Dick Ellis, Duncan

Mrs. William Anthis, Claremore

Mrs. Wyman Wright, Sulphur

Mrs. William Shultz, Chickasha

Mrs. Robert Myers, Nowata

INAUGURAL COMMITTEE

PRAYER BREAKFAST COMMITTEE:

M. O. Breeding, Oklahoma City ... Chairman
Dr. George McAfee, McAlester
Jerry Barton, Oklahoma City
Mrs. M. O. Breeding, Oklahoma City
Bob Terry, Heavener
Rev. C. C. Rhone, Oklahoma City
Rev. F. J. Waters, Jr., Oklahoma City

PARADE COMMITTEE:

Edward H. Moler, Oklahoma City ... Chairman
Francis Langdon, Tonkawa
Joe Martin, Oklahoma City
Diaz Day, Heavener
Homer Stanart, Enid
L. K. Sharpe, Checotah
Hubert Gilbreath, Frederick
Ceaser Latimer, Tulsa
A. C. Schoates, Muskogee

INAUGURAL BALL COMMITTEE:

William Bevers, Oklahoma City ... Chairman
Dr. Dick Ellis, Duncan
Stanley B. Catlett, Jr., Oklahoma City
John Hannah, Muskogee
William Anthis, Claremore
Wyman Wright, Sulphur
William Shultz, Chickasha
Robert Myers, Nowata
Burch Mayo, Tulsa

Third Day, Thursday, January 8, 1959

MEMBERS OF THE HOUSE OF REPRESENTATIVES

CLINT G. LIVINGSTON, SPEAKER

Lou S. Allard, Drumright	Carl G. Etling, — Boise City	A. J. Lance, — Alex	Richard E. Romang, — Enid
Red Andrews, — Oklahoma City	Heber Finch Jr., — Sapulpa	W. H. Langley, — Stilwell	Russell Ruby, — Muskogee
J. H. Arrington, — Stillwater	Dick Fogarty, — Guthrie	A. R. Larason, — Fargo	Clyde W. Sare, — Bartlesville
Harlon S. Avey, — Okemah	Robert Wayne Ford, — Ada	John T. Levergood, — Shawnee	William K. Shibley, — Bristow
Bryce Baggett, — Oklahoma City	Grant G. Forsythe, — Tulsa	Clint G. Livingston, — Marietta	Bill Shipley, — Nowata
J. H. Belvin, — Durant	Earl Foster Jr., — Oklahoma City	Robert C. Lollar, — Miami	Shockley T. Shoemake, — Pawhuska
Edward L. Bond, — Duncan	G. M. Fuller, — Oklahoma City	R. H. Lynch, — Hollis	Jack R. Skaggs, — Oklahoma City
William L. Bond, Madill	Denzil D. Garrison, — Bartlesville	J. D. McCarty, — Oklahoma City	William H. Skeith, — McAlester
J. E. Bouse, — Laverne	Robert L. Goodfellow, — Anadarko	John W. McCune, — Tulsa	Rex Sparger, — Ardmore
Art F. Bower, — Fairview	Willard M. Gotcher, — McAlester	Jack E. McGahey, — Tulsa	Wiley Sparkman, — Grove
Ed Bradley, — Tulsa	Ralph W. Graves, — Shawnee	Holland Meacham, Elk City	H. L. Sparks, — Cushing
W. D. Bradley, — Waurika	A. E. Green, — Wakita	William W. Metcalf, — Hobart	Lucien C. Spear, — Hugo
Bill Briscoe, — Claremore	Don R. Greenhaw, — Sentinel	Samuel M. Mitchell, — Stigler	George Dick Spraker, — Muskogee
Bucky Buckler, — Konawa	Clarence Hall, — Tryon	Jodie S. Moad, — Cheyenne	Tom Stevens, — Shawnee
James M. Bullard, — Duncan	Glen Ham, — Pauls Valley	Joseph E. Mountford, — Miami	Noble R. Stewart, — Sallisaw
James F. Burnham, — Canton	Bob Hargrave, — Clayton	A. L. Murrow, — Dacoma	Jim Taliaferro, — Lawton
John N. Camp, — Waukomis	Bill Haworth, — Muskogee	James C. Nance, — Purcell	Virgil B. Tinker, — Fairfax
Earl Cartwright, — Colbert	Robert E. Hopkins, — Tulsa	Allen G. Nichols, — Wewoka	Tom Traw, — Arkoma
Robert E. Clark, — Minco	Gene C. Howard, — Tulsa	Martin Odom, — Hitchita	Ralph Vandiver, — Heavener
Ed Cole, — Okmulgee	John Howe, — Ponca City	Frank Ogden, — Guymon	Ray Van Hooser, — McAlester
Kenneth E. Converse, — Tishomingo	Lawrence P. Howze, — Seminole	Charles G. Ozmun, — Lawton	Ralph Watkins, — El Reno
Jim Cook, — Wilburton	Elmo B. Hurst, — Mangum	Frank G. Patterson, — Grandfield	Richard L. Wheatley Jr., — Vinita
Robert I. Cooksey, — Atoka	Stanley Huser Jr., Holdenville	Kenneth J. Poynor, — Norman	Roger S. Wilcox, — Seiling
Barbour Cox, — Chandler	Delbert Inman, — Coalgate	Milton W. Priebe, — Kingfisher	John C. Wilkerson Jr., — Pryor
Raymond O. Craig, — Blackwell	Alexander Johnston Jr., — Tulsa	Rex Privett, — Maramec	Carl Williams, — Sulphur
Jesse C. Daniel, — Pauls Valley	S. Patton Johnston, — Wagoner	Frank Reneau, — Cherokee	J. Don Williams, — Woodward
Tracy Daugherty, — Walters	Kelsie Jones, — Broken Bow	Robt. E. L. Richardson, — Weatherford	Maurice L. Willis, — Altus
Jeff Davis, — Rush Springs	Virgil Jumper, — Idabel	O. E. Richeson, — Henryetta	William P. Willis, — Tahlequah
Henry Dolezal, — Perry	J. M. Kardokus, — Apache	Henry R. Roberts, — Ada	Leland Wolf, — Noble
Martin E. Dyer, — Ardmore	G. H. Karnes, — Beaver	Cleeta John Rogers, — Oklahoma City	

MEMBERS OF THE SENATE

HAROLD T. GARVIN, PRESIDENT PRO TEMPORE

Walt Allen, — Chickasha
Robert L. Bailey, —Norman
Don Baldwin, — Anadarko
Ed Berrong, —Weatherford
Roy C. Boecher, — Kingfisher
Robert H. Breeden, — Cleveland
Floyd E. Carrier, — Carrier
Buck Cartwright, — Wewoka
Keith Cartwright, — Durant
Joe Bailey Cobb, — Tishomingo
Everett S. Collins, — Sapulpa
Boyd Cowden, — Chandler
Byron Dacus, — Gotebo
Ben Easterly, — Alva
Leon B. Field, — Texhoma

Ray Fine, — Gore
Harold T. Garvin, — Duncan
Roy E. Grantham, — Ponca City
J. R. Hall, Jr., — Miami
Clem M. Hamilton, — Heavener
Fred R. Harris, — Lawton
Gene Herndon, — Madill
Herbert Hope, — Pauls Valley
Ryan Kerr, — Altus
Milam M. King, — Checotah
Yates Land, — Tulsa
Frank Mahan, — Fairfax
Leroy McClendon, — Idabel
S. S. McColgin, — Reydon
Clem McSpadden, — Nowata

George Miskovsky, — Oklahoma City
Tom H. Morford, — Cherokee
Tom Payne, — Okmulgee
Jean L. Pazoureck, — El Reno
George P. Pitcher, — Vinita
Louis H. Ritzhaupt, — Guthrie
Hugh M. Sandlin, — Holdenville
Harold R. Shoemake, — Muskogee
Gene Stipe, — McAlester
John T. Tipps, — Ardmore
Bob A. Trent, — Cancy
Oliver C. Walker, — Dale
Basil R. Wilson, — Mangum
Charles M. Wilson, — Sayre

TERRITORIAL GOVERNORS

George W. Steele — 1890-1891
Abraham J. Scay — 1891-1893

William C. Renfrow — 1893-1897
Cassius M. Barnes — 1897-1901
William M. Jenkins — 1901

Thompson B. Ferguson — 1901-1906
Frank Frantz — 1906-1907

GOVERNORS OF OKLAHOMA

Charles N. Haskell — 1907-1911
Lee Cruce — 1911-1915
Robert L. Williams — 1915-1919
James B. A. Robertson — 1919-1923
Jack C. Walton — 1923

Martin Edwin Trapp — 1923-1927
Henry S. Johnston — 1927-1929
William J. Holloway — 1929-1931
William H. Murray — 1931-1935
Ernest W. Marland — 1935-1939
Leon C. Phillips — 1939-1943

Robert S. Kerr — 1943-1947
Roy J. Turner — 1947-1951
Johnston Murray — 1951-1955
Raymond Gary — 1955-1959
J. Howard Edmondson — 1959-

Fourth Legislative Day

Monday, January 12, 1959

Pursuant to adjournment, the Senate met at 10:00 a.m. and was called to order by its President, Lieutenant Governor Cowboy Pink Williams.

Roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Allen.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain, The Reverend Paul R. Palmer, Rector of All Saints Episcopal Church, Duncan.

Lieutenant Governor Williams, retiring President of the Senate, spoke as follows, incorporated herein upon motion of Senator Hamilton:

To the Gentlemen of the Senate:

The last 4 years has been the greatest period of my life. I have enjoyed every minute of it.

Down in little Dixie I own a small ranch that I call Home. The latchstring is always on the outside. Come over and see me sometime.

I won't say Goodbye because you will always be with me in my memories.

Governor Gary has worked hard. He

knew how to be Governor. He is a great Statesman.

To the press and to Judge Ross Rizley, I am greatly indebted. I want to compliment the press for the fine job that they do.

In the coming years, my childrens' childrens' children will feel greatly honored when they see my picture hanging between the pictures of men like Jim Berry and George Nigh, in the Lieutenant Governor's Office.

I extend my congratulations to Governor-Elect J. Howard Edmondson. I will do everything in my power to make his administration a success.

I want to thank the Senate—they have been good to me.

If I were your Governor, I would use the brains of this august body and the things that Jesus taught to make my administration a success. There is no finer group of men on earth than the gentlemen of the Oklahoma Senate. I love every one of you from the bottom of my heart. May the Lord bless you.

And now, "Let's get the show on the road."

Senator Wilson (Greer) expressed the thanks of the Senate for the remarks made by President Cowboy Pink, mentioning particularly his sincerity, and his loyalty to members of the Senate, and the respect they bore him.

Senator Cartwright (Bryan) presiding.

Senator Tipps asked unanimous consent, which was granted, that his two nieces, Linda and Ramona Tipps, and

his daughter, Jane, be made Honorary Pages for this legislative day.

Senator Hall introduced a group of young ladies from Grove, called the Oakies, who, he stated had distinguished themselves over the nation on television, and are participating in the inaugural ceremonies. After the rendition of a song for the Senate, Senator Ritzhaupt asked unanimous consent, which was granted, that each of them, Martha Sue Stevenson, Wanda Kay Sager, Beverly Browning, Gayle Swirczynski, Esther Hampton, Suzanne Crawford, Sue Keeter and Jo Dawn Newburn, be made Honorary Journal Clerks for this legislative day.

The Journal for the last legislative day was declared approved.

RESOLUTION

SR 5 was introduced, read at length as follows, and upon motion of Senator Ritzhaupt adopted, and referred for enrollment:

SENATE RESOLUTION NO. 5—By Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer).

A RESOLUTION LAUDING GOVERNOR RAYMOND D. GARY AS A CITIZEN, POLITICIAN, STATESMAN, AND PERSON.

WHEREAS, The State of Oklahoma has derived inestimable, great and lasting benefit from the knowledge and experience of Governor Raymond D. Gary, the thirteenth elected Governor of Oklahoma; and

WHEREAS, Governor Gary's term of

office expires on January 12, 1959; and

WHEREAS, He will return to Marshall County as a private citizen to continue his endeavors; and

WHEREAS, As a politician he has exemplified the truism of progress through intelligent compromise in such areas as education, roads and highways, health and welfare, and industrial development; and

WHEREAS, His qualifications and actions have earned him the title of statesman; and

WHEREAS, As a person he has sanctioned, championed, and supported his ideals for a better tomorrow.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE:

SECTION 1. That the Senate officially commend His Excellency, Governor Raymond D. Gary, for his accomplishments as Governor of Oklahoma and for the benefits the accomplishments reflect upon the Sooner State.

SECTION 2. That a certified copy of this Resolution be presented to Governor Raymond D. Gary.

President Pro Tempore Garvin presiding.

Glowing tributes were paid to the Honorable Raymond Gary, retiring Governor, by Senators Fine, Field, Trent, Grantham, Dacus, Carrier and Baldwin, each one mentioning particular characteristics, such as a man of integrity, sincerity, solidity, tolerance, peacemaker, a man who has done the things he told the people he would do, a man who has accomplished great achievements, and who history will mark as one of the great Governors of our state.

Senator Ritzhaupt highly praised the wife of the Governor, Mrs. Gary, as self sacrificing, and as a most gracious, most kindly First Lady, of inestimable help to her husband and our state, and upon

his motion, the Senate rose and gave a standing ovation to her.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 5 properly enrolled.

Enrolled SR 5 was properly signed and ordered transmitted to the Secretary of State.

President Williams presiding.

Upon motion of Senator Fine, the Senate recessed to go in a body to pay respects to Governor Gary, to reassemble at 2:00 p.m.

Following the visit to Governor Gary's office, the Senators and their wives went in a body to witness the inauguration of Honorable J. Howard Edmondson, as the Governor of the State of Oklahoma, and other state officials, and to hear the Governor Elect's Message, which was as follows:

INAUGURAL ADDRESS OF THE GOVERNOR OF OKLAHOMA

Mr. Chairman, Distinguished Guests, and Fellow Oklahomans:

We meet here today, on this 12th day of January in 1959, in a time of great trouble and great challenge for free men and free women all over the world.

I would like to talk to you today, with a gravity and seriousness straight from the heart, not only as friends and not only as Oklahomans, but also as American citizens—all of us with a deep and most important obligation at this hour in history to the greatest republic in all the world—the United States of America.

During the past year, we have enjoyed once again in this state of ours a great privilege of American citizenship—the privilege of a free election, by secret ballot, after a fair and free campaign to illuminate the issues.

The Campaign of 1958, like most Oklahoma campaigns, was hard-fought and hotly contested, and most of our

citizens became keenly interested in some candidate and took an active role in some part of the campaign.

We enjoy our politics in Oklahoma, and we are proud of the privilege of "taking sides" and fighting for the side in which we believe.

And we find it difficult to understand, and completely impossible to appreciate, that more than one-half of the men and women who live today on the face of the earth do not enjoy this Oklahoma privilege—the right to take sides and to campaign for one candidate against another.

More than one-half of the world's people today live under forms of government which are not democratic, in totalitarian countries which teach little children that men and women alike exist and live to serve the State, in countries where human life is cheap and human liberty is an unknown commodity.

In Communist China alone, a population more than three times as large as our own has been enlisted under the banner of this kind of government.

In Soviet Russia, and in the satellite countries under Russian domination, a population more than double the American total is today enslaved by the same totalitarian system.

The existence of these other systems of government, and of these other nations, is of concern to American citizens for one reason, above all others:

We are aware of their open and declared objective to win the entire world for their way of life and government—and we know that they pursue this objective, constantly and relentlessly, by subversion, conspiracy and revolution, in every corner of the free world.

We know that they prepare constantly for aggression, that more than 40 per cent of their national energy and production go into the machines and the weapons and the manpower for war

—and we know that they not only possess the terrible secrets of atomic and thermonuclear destruction, but also have made alarming progress in the field of long range missiles.

We know these things, and we live each day in the shadow of this knowledge, and from this knowledge there must come to each of us a new and sharp awareness of our responsibility as Oklahomans and Americans today.

The challenge to Americans' ideals and principles and institutions—and to the freedom and the liberty which all Oklahomans treasure—is far more serious than it was in the dark days of Pearl Harbor and the Battle of the Atlantic.

In 1959, the challenge exists not only along lines of military battle, but also in the laboratories of science, in the schools and universities, in the wheat fields and in the factories, and even in outer space—thousands of miles beyond the surface of the earth.

The challenge exists here today, in Oklahoma City and across this great and beloved state of ours, as we meet for this inauguration—and as the Legislature meets in the halls of our Capitol.

It is a challenge demanding the very best of all of us, not only those of us in government, but also those of us in the classroom and the pulpit, in the offices and the factories and the farms of Oklahoma—and most of all, in the homes.

In meeting that challenge, we can no longer afford to be complacent about waste, or inefficiency, or corruption, in the vital organs of our society—and this is equally true in our essential industry, in our educational system, and in our government.

The people of Oklahoma are aware of this fact.

Deep within our people, not only in our State but all over the nation, there is an awareness today of the challenge from behind the Iron Curtain—and there

is a growing impatience with political groups—and politicians—who do not move and act vigorously to eliminate waste and inefficiency, and corruption, in the machinery of government.

I firmly believe it was this awareness on the part of our people, and the desire for new ideas and new leadership which went along with it, which accounted more than anything else for the record-breaking majorities of last summer and last fall.

With those majorities, and the mandate for action which they represent, the people of Oklahoma have handed a tremendous and a grave responsibility to this administration.

In the light of that responsibility, I can appreciate fully the feeling expressed by Woodrow Wilson 48 years ago, when the people of New Jersey inaugurated him as Governor.

At that time, Governor Wilson told the people of his State:

“No one dare be sure that he is qualified to play the part expected of him by the people—in the execution of this high trust.”

And Wilson went on to say:

“It is best for him, as he sets out, to look away from himself and to concentrate his thought upon the people whom he serves and the sacred interests which are entrusted to his care.”

What about these two things which Woodrow Wilson said should be of primary concern to a Governor—the people whom he serves, and the sacred interests entrusted to his care?

How do they stand in Oklahoma, in this year of 1959?

In their pioneering brand of democracy, in their generosity and their simple honesty, in their courage and determination in the face of adversity, in their capacity to learn and their

for the future, we can all be proud of the people of Oklahoma.

In every kind of competition between the young people of the nation, our young people reflect credit upon the state.

In every time of war and crisis, our fighting men have served with bravery and with honor and distinction.

We are proud of our good neighbors, and of the neighborly spirit that is part of the Oklahoma tradition.

And yet—there is need to face squarely today the problems that exist among our people.

Many Oklahomans today are in need of jobs or vocational training, or of more adequate incomes to support themselves and their families.

Many Oklahomans today are in need of better homes in which to bring up their children.

Many Oklahomans today are receiving medical care, or treatment for disease or mental illness, in institutions that urgently need improvement and enlargement of staff.

Many Oklahomans have lost confidence in some branch of our government, or in the process of justice, because of our failure to keep pace with the needs and requirements of a modern Oklahoma.

Many Oklahomans, who have great skill and ability in the field of education, are leaving our state or leaving their profession because other fields or other states offer better opportunity — and many Oklahoma students in our schools and colleges are being short-changed in the process.

These are a few of the many problems besetting the people of Oklahoma today—and for which we hope to find, in cooperation with the Legislature and all people within the state, some substantial betterment during the next four years.

During the campaign of last summer, I was impressed by the appeal of one candidate for Governor, who ad-

vocated a program of "government with a heart" to meet the problems of the people.

We do need "government with a heart" today, and I hope and pray that the government of Oklahoma will always be that kind of an instrument to relieve suffering wherever possible, to protect the children and assist all the victims of poverty and need. I hope our policy will not only be one of assistance, but also one of encouragement, rehabilitation, and opportunity.

In short, I believe we not only need "government with a heart," but also "government with imagination, government with foresight, and government with common sense."

And what about "the sacred interests" of Oklahoma?

In addition to the people, we need also give attention to the conservation and development of our natural resources, to the modernization of transportation facilities, to the encouragement of new industry and new construction.

We shall do all in our power to create a "climate of government" that is attractive to enterprise and initiative among our citizens—and we hope the foundation for that climate will begin with respect for and confidence in our state government.

In the office of Governor during the next four years, every possible effort will be made to work constructively with other elected state officials, and with the officers and people of our 77 counties and all communities—without special favor to any region or any person.

Every effort will be made to carry out both the letter and the spirit of the program which was presented to the people of Oklahoma in the campaign for Governor last summer and last fall, and I have been assured by the duly elected leaders of the Legisla-

ture, both in the Senate and the House of Representatives, that they are prepared to fight for the cardinal features of that program.

They have also assured me that every effort will be made in the Legislature to pave the way for a special election, within the next 90 days, on the issue of repeal of prohibition. For both of these assurances, I am deeply grateful.

In line with other campaign commitments in this same field, the newly appointed Commissioner of Public Safety has already been instructed to begin a statewide effort at uniform and effective enforcement of the state's prohibition laws, and the Legislature already has before it recommendations for new laws to close the loopholes in the present enforcement statutes.

We are going to do our very best to do the job which you endorsed, with a majority of more than 200,000 last July, and which you endorsed once again, with a majority of almost 300,000, on November 1st. I hope and I pray that the job can be done. It needs to be done, if Oklahoma is to resume the splendid growth and expansion with which we led the nation in the early part of this century. It needs to be done, if this great state of ours is ever to be as strong and dynamic in its development, as our people richly deserve, and our nation requires it to be.

Let me tell you about the dream which is in my heart for Oklahoma, as I take this sacred oath of office today.

It is my prayer and my hope that we can turn the tide of economic and population trends in Oklahoma during the next four years.

It is my prayer and my hope that we can put into operation a program that will attract new industry into Oklahoma and inspire industrial growth as never before—providing at least 75,000 new industrial jobs for our people by 1963.

It is my prayer and my hope that we can establish educational and teaching standards which are a model for all states in this part of our country—making Oklahoma just as famous for its great schools, as institutions of learning, as we are justly famous for football, basketball, wrestling and other school activities.

It is my prayer and my hope that by these means, and others, we can once again see a population that is growing by leaps and bounds, as it did from 1900 to 1920—and I believe it is entirely possible, with a dynamic program of progress, to see the population of our state increase by at least a quarter of a million in the next four years.

75,000 new industrial jobs.

A school system second to none in the Southwest.

And a population increase—by reason of new jobs and new hope—of better than 250,000.

These are three dreams, my fellow-Oklahomans, of a young fellow citizen, you honored with election to the Governorship less than 3 months ago.

They are dreams which I hope will become your dreams—and dreams that can only come true if you determine with me, to **make** them come true.

When our nation was in the middle of its first great fight for freedom and independence, more than 180 years ago, a fiery young writer and soldier named Tom Paine made an appeal to his fellow Americans for their help in a great cause.

Today, in 1959, I use the words of Tom Paine to ask for your help in making this dream of a greater Oklahoma come true. As Tom Paine said, 180 years ago: "I turn with the warm ardor of a friend to those who have nobly stood, and are yet determined to stand the matter out. I call not upon a few, but upon all, not on this one, or that one, but on everyone—**Lay your shoul-**

ders to the wheel. Better have too much force than too little when so great an object is at stake."

*

The Senate re-assembled, with President Pro Tempore Garvin presiding.

President Pro Tempore Garvin announced that members of the Senate and their wives were being provided with escort to the reception of Governor Edmondson, and other state officials, in the Blue Room, and would be received immediately.

By unanimous consent the Senate was declared recessed.

*

The Senate reassembled with President Pro Tempore Garvin presiding.

Senator Wilson (Beckham) moved that when the Clerk's desk is cleared, the Senate stand adjourned to meet at 1:00 p.m. tomorrow, which motion prevailed.

FIRST READING

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

SB 11—By McSpadden—An Act relating to City-County Planning and Zoning; amending Section 2, Chapter 19Aa, Title 19, Oklahoma Session Laws 1955; excluding certain counties from planning of city participating in a Metropolitan-Area Planning Commission; and declaring an emergency.

SB 12—By the Senate Committee on Education.—An Act relating to the Public Schools of Oklahoma; amending 70 O.S. 1951, § 18-5, as amended by § 47, Chapter A, Title 70, Oklahoma Session Laws 1955, and amending Paragraph (b) of 70 O. S. 1951, § 18-10, as amended by § 50 of Chapter A, Title 70, Oklahoma Session Laws 1955; dealing with payment of state aid to school districts; fixing effective date of the Act; and declaring an emergency.

SB 13—By the Senate Committee on Education—An Act relating to the Pub-

lic Schools of Oklahoma; amending 70 O. S. 1951, § 16-13, dealing with School Textbooks; fixing effective date of the Act; and declaring an emergency.

SB 14—By the Senate Committee on Education—An Act relating to the Public Schools of Oklahoma; amending 70 O. S. 1951 § § 18-4 and 18-6, as amended; dealing with the payment and apportionment of state aid to school districts; defining average daily membership and providing that membership in school districts shall be the basis for apportionment of certain state and county funds and revenue from taxes; fixing basis for apportionment of State Aid to School Districts; making provisions of Act severable; fixing effective date of Act; and declaring an emergency.

SB 15—By the Senate Committee on Education—An Act relating to the Public Schools of Oklahoma; amending 70 O. S. 1951, § 18-4, Subdivision 1, Paragraphs c and e, as amended, dealing with Teacher Salary Schedules; fixing effective date of Act; and declaring an emergency.

SB 16—By the Senate Committee on Education—An Act relating to the Public Schools of Oklahoma; amending 70 O. S. 1951, § § 3-3, 4-40, 17-5, 18-4 and 18-12, as amended, and Paragraph c of 64 O. S. 1951, § 52, as amended; dealing with the payment of State Aid and other funds to school districts, payments by the Teachers' Retirement System of Oklahoma, school district levies and investments of funds by the Commissioners of the Land Office; fixing effective date of Act; and declaring an emergency.

SJR 3—By Miskovsky and Land—A Joint Resolution proposing an amendment to Subsection (j), Section 10, Article V, Oklahoma Constitution, relating to Apportionment of Membership in the Oklahoma Legislature; creating the Legislative Reapportionment Commission; providing duties of said Commis-

sion; vesting original jurisdiction in the Supreme Court for certain purposes; outlining procedures for judicial review of Reapportionment Laws; and providing for the submission of the proposed 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 7—Appropriations and Budget.

SB 8—County Government.

SB 9—Roads and Highways.

SB 10—Agriculture.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 6, 7 and 8 each properly enrolled. Enrolled **SRs 6, 7 and 8** were each properly signed and ordered transmitted to the Secretary of State.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 1:00 p.m., tomorrow.

Fifth Legislative Day

Tuesday, January 13, 1959

Pursuant to adjournment, the Senate met at 1:00 p. m. and was called to order by its President, Lieutenant Governor George Nigh.

Roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41

Excused: Allen, Cobb, McSpadden.—3.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Upon request of Senator Wilson (Beckham), the following Prayer, given by President Pro Tempore Garvin at the Breakfast for Governor Elect J. Howard Edmondson and other elected officials, was ordered incorporated in the Journal:

Prayer by Harold T. Garvin

Breakfast for Governor Elect J. Howard Edmondson and Other Elected Officials

Skirvin Hotel

January 12, 1959—7:00 a. m.

Since it is through the mercy of Almighty God that another day is added to our lives, we here dedicate both our souls and our bodies to Him and to His service, in sober, righteous, and Godly

lives; to the glory of His Kingdom and the everlasting benefit of this great State; and in such dedication, we ask that He confirm and strengthen us.

Knowing the weakness of our nature and the many temptations which we meet daily, we ask that He have compassion upon our infirmities that we may be restrained from sin and ever mindful of our duty.

We pray that He will imprint upon our hearts such a dread of His judgments and such a grateful sense of His goodness as to make us both afraid and ashamed to offend Him.

In particular, we implore His grace and protection in the days, the weeks and the months to come—that He will keep us temperate in all things, and diligent in our several callings.

We ask that He grant us patience under our afflictions; grace to be direct and upright in all our undertakings; quiet and peaceable; full of compassion; and ready to do good to all men according to our abilities and opportunities.

We pray that He will direct us in all our ways; defend us from all dangers and adversities; and take us and all who are dear to us under His fatherly protection.

These things we humbly beg in the name of the Governor of all men.

President Pro Tempore Garvin presiding.

Senator Wilson (Beckham) moved that a committee of three be appointed to confer with a like committee from the Honorable House in arranging for a Joint Session to hear Governor J. How-

ard Edmondson, which motion was declared adopted, the President Pro Tempore appointing Senators Bailey, King and Morford.

RESOLUTIONS

The following Resolution was introduced:

SR 9—By Miskovsky, Mahan, Cowden, Boecher—A Resolution Expressing Regret at the Death of Major General W. S. Key.

Senator Miskovsky asked unanimous consent, which was granted, that every member of the Senate be made a co-author of **SR 9**.

SR 9, as co-authored, was read at length as follows, adopted upon motion of Senator Miskovsky and referred for enrollment:

SR 9 — By MISKOVSKY, MAHAN, COWDEN, BOECHER, ALLEN, BAILEY, BALDWIN, BERRONG, BREEDEN, CARRIER, CARTWRIGHT (Bryan), CARTWRIGHT (Seminole), COBB, COLLINS, DACUS, EASTERLY, FIELD, FINE, GARVIN, GRANTHAM, HALL, HAMILTON, HARRIS, HERNDON, HOPE, KERR, KING, LAND, McCLENDON, McCOLGIN, McSPADDEN, MORFORD, PAYNE, PAZOURECK, PITCHER, RITZHaupt, SANDLIN, SHOEMAKE, STIPE, TIPPS, TRENT, WALKER, WILSON (Beckham) and WILSON (Greer).

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF MAJOR GENERAL W. S. KEY.

WHEREAS, on January 5, 1959 Major General W. S. Key, outstanding citizen of Oklahoma, was called to his final reward; and

WHEREAS, although not a native son, he adopted Oklahoma as his home and contributed all of his many talents to the building of Oklahoma and was a commanding figure in the history of Oklahoma until his final day; and

WHEREAS, early in life he began an illustrious military career which often

took him from his beloved State and nation in the defense of his country, and which made him a world figure; and

WHEREAS, in life he personified the high ideals of loyalty and public service and was a tireless worker in State, civic and cultural affairs and contributed so much to the progress of Oklahoma and achievement of the eminent position she occupies among her sister States; and

WHEREAS, he will long be remembered and sorely missed by every citizen of our State; and

WHEREAS, formal recognition of this beloved personality and his accomplishments should be recorded:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate, in solemn assembly, hereby expresses its deep regret at the loss to our State and nation of Major General W. S. Key, outstanding soldier and citizen of Oklahoma.

SECTION 2. This Resolution shall be spread upon the pages of the permanent journal of the Senate and the Secretary of the Senate shall transmit an authenticated copy thereof to the beloved family of General Key.

The following Resolution was introduced, read at length, adopted upon motion of Senator Ritzhaupt and referred for enrollment:

SR 10 — By RITZHaupt, ALLEN, BAILEY, BALDWIN, BERRONG, BOECHER, BREEDEN, CARRIER, CARTWRIGHT (Bryan), CARTWRIGHT (Seminole), COBB, COLLINS, COWDEN, DACUS, EASTERLY, FIELD, FINE, GARVIN, GRANTHAM, HALL, HAMILTON, HARRIS, HERNDON, HOPE, KERR, KING, LAND, McCLENDON, McCOLGIN, McSPADDEN, MAHAN, MISKOVSKY, MORFORD, PAYNE, PAZOURECK, PITCHER, SANDLIN, SHOEMAKE, STIPE,

TIPPS, TRENT, WALKER, WILSON (Beckham) and WILSON (Greer).

A RESOLUTION COMMENDING JIM A. RINEHART FOR HIS DISTINGUISHED AND EXEMPLARY SERVICE AS A STATE SENATOR.

WHEREAS, The Honorable Jim A. Rinehart, the distinguished, faithful and personable former State Senator from Senatorial District Number 14 (Canadian and Oklahoma Counties), returned to the status of a private citizen March 6, 1958, when he resigned as member of the state senate to become a gubernatorial candidate in the primary election Tuesday, July 1, 1958; and

WHEREAS, His legislative career covered the longest continuing time of any legislator in either House; and

WHEREAS, The voters of his district elected him to the Senate for six consecutive terms (1934, 1938, 1942, 1946, 1950, and 1954); and

WHEREAS, He served as President Pro Tempore in the Seventeenth Legislature (1939) and had the honor of being thrice elected Majority Floor Leader by his colleagues in the Democratic caucuses, the only Senator (to date) to have been so honored; and

WHEREAS, His legislative career was marked by his interest in and championing of legislation relating to labor, industrial development, revenue and taxation, appropriations, education, and the legislative processes; and

WHEREAS, He was a pioneer in promoting the biennial pre-session legislative conference for "freshmen" legislators; and

WHEREAS, He served on and participated in more joint conference committees than any other legislator; and

WHEREAS, The Senate wishes to acknowledge the career service of Jim A. Rinehart, the beloved Dean of the Senate and the Legislature in point of continuous service.

NOW, THEREFORE, BE IT RE-

SOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That Jim A. Rinehart, the distinguished and urbane former State Senator from Senatorial District Number 14, be congratulated in an official manner for his vision, service, endeavors, and achievements as a State Senator.

SECTION 2. That a duly authenticated Copy of this Resolution be presented to the Honorable Jim A. Rinehart, Attorney at Law, El Reno, Oklahoma.

Senator Bailey, on behalf of the Committee appointed to confer with a like Committee from the Honorable House to arrange for a Joint Session, reported the duty performed, and that the hour had been set at 1:50 p. m.

RESOLUTION

The following Resolution was introduced:

SR 11—By Fine and Shoemake—A Senate Resolution Commending and Congratulating the 1958 National Collegiate Championship Football Team of the Northeastern State College at Tahlequah, Oklahoma, and its Coach, Harold "Tuffy" Stratton.

Senators Mahan, Hamilton, King, Baldwin, Miskovsky, Cartwright (Bryan), Dacus and Berrong asked unanimous consent, which was granted, to be made co-authors of **SR 11**.

SR 11, as co-authored, was read at length as follows, adopted upon motion of Senator Fine and referred for enrollment:

SR 11—By Fine, Shoemake, Mahan, Hamilton, King, Baldwin, Miskovsky, Cartwright (Bryan), Dacus, Berrong.

A SENATE RESOLUTION COMMENDING AND CONGRATULATING THE 1958 NATIONAL COLLEGIATE CHAMPIONSHIP FOOTBALL TEAM OF THE NORTHEASTERN STATE COLLEGE AT TAHLEQUAH, OKLA-

HOMA, AND ITS COACH, HAROLD "TUFFY" STRATTON.

WHEREAS, Northeastern State College at Tahlequah, Oklahoma, has always in past years produced superior and fighting athletic teams, in the Oklahoma Collegiate Conference;

AND WHEREAS, this great tradition has been followed under the efficient and aggressive leadership of Coach Harold "Tuffy" Stratton;

AND WHEREAS, the football team of Northeastern State College, known as the "Redmen," did in 1958 complete an undefeated season in the Oklahoma Collegiate Conference by compiling an impressive record of nine wins and no losses, and thereby won the Oklahoma Collegiate Conference Crown;

AND WHEREAS, said team was ranked the Number One team in this Nation by said NAIA;

AND WHEREAS, said "Redmen" proceeded to defeat St. Benedict's College, of Kansas, and Arizona State Teachers College, of Flagstaff, Arizona, in the 1958 National Athletic Intercollegiate Association playoffs;

AND WHEREAS, the members of said football team, and their coach, are to be commended for excelling in this great field of sport and thereby reflecting credit not only upon themselves but also upon the State of Oklahoma, by exhibiting at all times sportsmanship, leadership, and skill;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That all of the members of the "Redmen," being the football team of Northeastern State College at Tahlequah, Oklahoma, and their coach, Harold "Tuffy" Stratton, are hereby commended and congratulated upon their outstanding record, and for their leadership and sportsmanship in proving their team to be the greatest collegiate team in the United States, in 1958.

BE IT FURTHER RESOLVED that the President of the Senate is directed to cause copies of this Resolution to be forwarded to each member of said football team, to Coach Harold "Tuffy" Stratton, to the President of Northeastern State College, and to the Director of Athletics of said College.

LOBBY PERMITS

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Dr. James LeRoy Oxford states that he resides at 2901 Classen Boulevard, Oklahoma City, Oklahoma; that he is 38 years of age; that he is legislative representative for Oklahoma Optometric Association; that he is paid the sum of \$_____, per _____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 13 day of January, 1959.

Dr. James LeRoy Oxford

Ferman Phillips states that he resides at 904 N. E. 19th, Oklahoma City, Oklahoma; that he is 51 years of age; that he is legislative representative for Oklahoma Education Association; that he is paid the sum of \$_____, per _____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 13 day of January, 1959.

Ferman Phillips

Dewey H. Neal states that he resides at 2721 N. W. 25th, Oklahoma City, Oklahoma; that he is 60 years

of age; that he is legislative representative for Oklahoma Education Association; that he is paid the sum of \$-----, per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 13 day of January, 1959.

Dewey H. Neal

F. E. Willingham states that he resides at 1208 N. E. 45th, Oklahoma City, Oklahoma; that he is 55 years of age; that he is legislative representative for Oklahoma Education Association; that he is paid the sum of \$-----, per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 13 day of January, 1959.

F. E. Willingham

J. Orville Bumpus states that he resides at 617 E. Bouse Drive, Midwest City 10, Oklahoma; that he is 48 years of age; that he is legislative representative for Oklahoma State School Boards Assn., Inc., 323 E. Madison, Oklahoma City 5, Okla.; that he is paid the sum of \$7,000, per annum for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 13 day of January, 1959.

J. Orville Bumpus

R. R. Ritter states that he resides at 3333 N. W. 20th, Oklahoma City, Oklahoma, that he is 67 years of

age; that he is legislative representative for Oklahoma Dairy Products Institute; that he is paid the sum of \$600 per month for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 8 day of January, 1959.

R. R. Ritter

A. V. Bourque states that he resides at 2101 S. Boston, Apartment 7, Tulsa, Oklahoma; that he is legal years of age; that he is legislative representative for Mid Continent Oil & Gas Association; that he is paid the sum of \$-----, per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED, this 13 day of January, 1959.

A. V. Bourque

FIRST READING

The following Bills were introduced and read the first time:

SB 17—By Grantham, Shoemake, and Miskovsky of the Senate and Howe and Green of the House—An Act relating to selling on Sunday providing that selling meat, bread, fish and other food or foods on Sunday be made unlawful; establishing a penalty therefore; providing exceptions thereto; repealing all conflicting laws.

SB 18—By Land of the Senate—An Act permitting use of facsimile signatures of Public Officials and facsimile seals in the execution of public securities and instruments of payment issued by the State of Oklahoma or by any of its departments, agencies of other instrumentalities or by any of its political

subdivisions or districts; defining terms; declaring a felony the use, on a public security or instrument of payment, with intent to defraud, of a facsimile signature or seal or reproduction of either, and providing for the punishment thereof.

SECOND READING

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

SB 11—Municipal Government.

SB 12—Education.

SB 13—Education.

SB 14—Education.

SB 15—Education.

SB 16—Education.

SJR 3—Congressional and Legislative Redistricting.

Senator Miskovsky asked unanimous consent that **SJR 3** be ordered withdrawn from the Committee on Congressional and Legislative Redistricting, and referred to the Committee on Constitutional Amendments, Initiative and Referendum and Code Revision, to which Senator Harris objected.

Senator Cowden moved that **SJR 3** be referred to the Committee on Congressional and Legislative Redistricting and then to the Committee on Constitutional Amendments, Initiative and Referendum and Code Revision, which motion was declared adopted.

Upon motion of Senator Payne, the Senate recessed for a Joint Session to hear the first Message of Governor J. Howard Edmondson, to reconvene in the Senate Chamber immediately after the Joint Session.

JOINT SESSION

The 27th Legislature, in Joint Session, was called to order by Lieutenant Governor George Nigh, President of the State Senate.

Upon motion of Senator Wilson

(Beckham), the attendance roll call of the Senate was considered the roll call of the Senate in Joint Session, it being as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Allen, Cobb, McSpadden.—3.

The President declared a quorum of the members of the Senate present.

Upon motion of Representative Ogden, the attendance roll call of the Honorable House was considered the roll call of the House in Joint Session, it being as follows:

Present: Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Hopkins, Howard, Howe (Kay), Howze (Seminole), Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poyner, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley (Creek), Shipley (Nowata), Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van

Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), Wolf, Mr. Speaker.—117.

Excused: Camp, Haworth.—2.

The Speaker declared a quorum of the members of the House of Representatives present.

The President declared quorums of the House and Senate present and the Joint Session duly assembled.

Invocation was offered by Dr. M. J. Lee, Pastor of the First Baptist Church, Guymon, Oklahoma.

Senator Wilson (Beckham) moved that the President of the Senate and the Speaker of the Honorable House, each, appoint a committee of 5, with instructions to invite and escort Honorable J. Howard Edmondson, The Governor of the State of Oklahoma, to the Joint Session for the purpose of delivering his First Message to the 27th Legislature, which motion prevailed, and the following appointments were made:

FOR THE SENATE: Senators Field, Land, Baldwin, Shoemake and Berrong.

FOR THE HOUSE: Bullard, Bond (Marshall), Clark, Andrews and Jones.

Lieutenant Governor Nigh, President of the Senate, expressed his deep appreciation for the honor of becoming President of the Senate, made possible by the people of Oklahoma at the last election, and for the privilege of continuing his association with members of the Legislature, inviting each and all to confer and help him in his new duties.

The Joint Session was declared at ease.

The Senate reassembled, with President Nigh presiding.

The President introduced to the Joint Session, the First Lady of Oklahoma, Mrs. J. Howard Edmondson, also the

brother of the Governor, Congressman Ed Edmondson.

The Senate Sergeant-at-Arms, Frank Truel, was recognized and advised the President of the presence of the Governor, Honorable J. Howard Edmondson, accompanied by the Joint Committee, appointed to invite him to the Joint Session, following which Governor Edmondson was escorted to the Speaker's desk.

President Nigh presented The Governor of the State of Oklahoma, Honorable J. Howard Edmondson, to the Joint Session, who, prior to delivering his Message thanked the many friends who had inquired about his Mother, who became ill at the Inaugural Reception on yesterday, saying: "It is my great pleasure to report she is doing quite well and we intend to take her back to Muskogee on Thursday." He said his Mother was quite concerned fearing she might have interfered with the Inaugural proceedings and made the request "all of you have one dance for me." The Governor further commended both the House and Senate for choices made of the Leaders for the 27th Legislature.

Governor Edmondson read his prepared Message to the Joint Session.

Upon motion of Senator Wilson (Beckham) the Joint Rules of the 26th Session were adopted as the Joint Rules for the 27th session.

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

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

Upon motion of Senator Wilson (Beckham), the First Message of Governor J. Howard Edmondson to the 27th Legislature is herewith incorporated:

ADDRESS
OF
GOVERNOR
J. HOWARD EDMONDSON
TO
THE TWENTY-SEVENTH
LEGISLATURE
OF THE STATE OF OKLAHOMA
Tuesday, January 13, 1959

INTRODUCTION

Since the general election, I have visited with nearly all of the members of this legislature. We have discussed Oklahoma and the problems that face our state. You have individually expressed to me your views and your plans and your hopes, and I have been anxious to share them with you. I have been impressed with the sincerity, the aggressiveness of your views on the Oklahoma of today and tomorrow.

Let me say with all sincerity, I consider it an honor and a privilege to come before you and to outline my thoughts on a program of reform for Oklahoma.

This legislative body is now confronted with some of the most serious and vexing problems of state that ever faced Oklahoma. We are both keenly aware of them. Perhaps intangible, but certainly one of the most essential is building the confidence in the men and agencies that make up our state government. I am firmly convinced that when you gentlemen have written the last page of your legislation into law, when the people of our state begin looking back across your weeks and months of work, they will remember it as the "Triumphant Twenty-Seventh" Legislature.

I believe they will remember it as one of the best in Oklahoma's history, and I sincerely believe that in the years to come. Oklahomans will continue to reap the benefits of the program you enact.

Although there will be many other mutual problems I will want to discuss with you from time to time, at the outset of this administration I would like to talk with you about the foremost problems of today — Taxes and Oklahoma's serious financial condition; the issue of prohibition repeal; roads and highways; a merit system for state employees and reapportionment of the Oklahoma legislature.

In addition, I would like to make recommendations for your consideration in the field of education, mental health and welfare, industrial expansion; economy in state government, consolidation and implementation of central purchasing; a district attorney system and penal reform; the oil and gas industry; agriculture and upstream flood control.

FINANCIAL PROBLEMS

When I say Oklahoma has serious problems facing the Twenty-Seventh Legislature, much of the trouble centers around state financing. The difference between this session and recent sessions is that you will have the smallest increase in the available funds for appropriations in many years.

Oklahoma's economy and thus its tax income, have been climbing at a rapid rate during the post war years, but the curve has practically leveled off now. For instance, the 1953 session had approximately one hundred fifty-seven million dollars to appropriate. The 1955 Session had one hundred sixty-eight million dollars and the 1957 session had more than one hundred ninety-nine million dollars.

By contrast, the Budget Director informs me you will have one hundred ninety-nine million, nine hundred thousand dollars available for appropriation from the general revenue fund. In other words, the Twenty-fifth Legislature had an eleven million dollar increase over its previous session. The Twenty-sixth

Session had nearly thirty-one million dollars more than the Twenty-fifth. But the Twenty-Seventh Session will have less than a million dollar increase. In just one biennium, the rate of INCREASE has dropped from thirty-one million dollars to less than one million dollars.

The Budget Director also informs me that anticipated surplus for your Session of the Legislature will be less than half that of the 1957 Session.

Although the pressures for increased government services, combined with inflation, continue to persist as they have in the past, our present rate of income does not parallel them. So, unlike past legislative sessions, you will not have an increase in revenue comparable to what we have had in the past.

In spite of this, I feel confident our state's financial needs can be met with the recommendations we are making or will make.

As an example, tremendous savings can be effected for the state through a general practice of economy and through the consolidation of various departments and agencies. For instance, I recommend the establishing of a strong and effective State Central Purchasing Agency. This would result in putting approximately one hundred agencies of the State into one department and make for increased efficiency. I will discuss more about that later.

We do not need an increase in our State Income Tax, but there are many who, at the present time, are not paying this tax which they owe. This group would include transients who may be in the state for a short period of time.

With reference to this, I recommend that you either, one, provide additional funds to the Oklahoma State Tax Commission with which to check Federal and State returns more completely than they are now doing, or, two, enact legislation for withholding of state income

tax on a pay-as-you-go basis. Neither alternative would be an increase in taxes, but would be a method for greater efficiency in collecting existing taxes.

I am making no recommendations for supplemental appropriations with one exception. That exception is for increases in salaries of certain elected officials as provided by the last session of the legislature where no appropriations were made for the same. This amounts to \$32,650.

REPEAL

On the first day of this Legislative Session, resolutions were introduced in both Houses calling for a special election on the question of repeal of prohibition. This important question was introduced at that time because of the importance of time. Although it is a part of our program, it certainly is of no more importance than other vital questions that are part of that program. I do consider it important that this matter be given immediate attention and acted upon as quickly as legislative processes will allow.

The joint resolution embodied a proposed amendment to the constitution and provided for the elections and generally the regulations to establish repeal in Oklahoma.

It calls for the sale of intoxicating beverages in package stores only, forever prohibiting the open saloon.

The proposal limits the retail sale of liquor to cities of two thousand population or over and to county seat towns even if their population is less than two thousand.

One-third of the revenue is earmarked for the cities and towns of Oklahoma, with the other two-thirds of the tax money apportioned to the general revenue fund.

The recommended amendment has rigid rules against the sale of liquor to

minors and others, and it sets out the hours stores may be open.

The administrative body, as set out in the proposal, would be an alcohol control board with its full time director.

Needless to say, and as restrictive as this proposed amendment is, it still behooves us to study very carefully other restrictive measures to properly control the liquor business if it is authorized by the people of Oklahoma.

Many days and weeks of conscientious effort by a great number of people were expended in determining what should be placed in our constitution on this question. The amendment proposed is a composite of that effort and study.

I urge that in your committees you carefully study this resolution, and that you counsel with yourselves and with other authorities in order to write the best measure for the people of Oklahoma.

I certainly feel that it is of vital importance that the loopholes in our present enforcement laws relative to prohibition should be closed.

I assure you all of the resources of the Governor's office will be used to see that this, as well as other laws, will be enforced without fear or favor. I trust that you, in the spirit of true democratic principle, will afford the people of Oklahoma an opportunity to vote on this question at a special election where the majority will rule.

ROADS AND HIGHWAYS

I am sure that you feel, as I do, that roads and highways are one of the most important phases of our state government. As I brought out consistently in the campaign just past, in spite of the fact that our road building program has been stepped-up in recent years, the general condition of the roads and highways in Oklahoma still leaves much to be desired.

The time for drastic reforms in our

highway program is long past due. We have seen by the examination of road building programs in many of our neighboring states and other states of the union, that there is a more constructive and better way to approach this important problem.

In view of the foregoing circumstances, I wish to make some broad and sweeping recommendations for changes in the State Highway Department. It is my thought that we, in the past summer campaign, and in the fall election, received a mandate from the people of Oklahoma to take our road building program out from under the shackles of political patronage.

In this connection, I recommend that you, by a Joint Resolution, give the voters of Oklahoma an opportunity to vote upon a constitutional highway commission. This commission should be composed of eight members, as is now provided, and they should serve staggered terms, two new members being appointed every two years. It is my thought that this will take the Governor out of the road building business once and for all and would enable us to build roads where they are most needed. I would further recommend to you that a revolving or floating fund be set up for the purpose of acquiring right-of-ways for a long term road building program. It has been proven in other states that by purchasing right-of-ways far in advance of the actual construction, many thousands of dollars can be saved.

It seems quite apparent to me that within the next few years Oklahoma will be required to spend many more highway dollars in order to meet increased needs for highway construction. The problem then arises, from what source the money will be obtained. As I see these problems now facing this administration, we have three basic alternatives.

One: Increased taxes.

Two: An anti-diversion amendment

to the Constitution which will guarantee that the so-called road users taxes be spent for roads and highways rather than diverted to many other phases of state government.

Three: A bond issue which would be geared to a long range road building program.

No doubt there would be some objection to any one of these plans. But the time has come in Oklahoma for us to take a long and constructive step toward putting the state on a sound, long range highway building program. Under the present rate of income from taxes coming into the Highway Department, it is apparently impossible for us to meet the growing needs of a highway program comparable to the other states in our general area. This applies to both new construction and maintenance.

I cannot, at this time, state with certainty what road financing course we should take, but I urgently recommend that you, as I myself shall do, give due consideration in the days and weeks ahead to an adequate solution to this most important problem.

With your permission, I would like to go further into my reasoning behind this recommendation. It is my opinion that the actual building of roads is the greatest sign of progress in the minds of our citizens and visitors to this state that we could possibly bring about. I recall that during one of the prior administrations a sign was used at the entrance to each road project under construction which read as follows: "Sign of Progress." As you entered, you found the state building a short strip of new paving, or they were resurfacing an old strip of asphalt.

This was not a sign of progress. On the other hand, if we can build modern and adequate roads, roads to serve the people of this entire state, from Little Dixie to the Panhandle, and from North-eastern Oklahoma to the great plains

of the Southwest, we then would be showing the people in fact the visible evidence of progress, and we would not need a sign to advertise that fact. With your help, we can and will accomplish these ends.

MERIT SYSTEM

The efficiency of the individual employee depends largely upon the level of morale of the people with whom he works. The morale of our state employees is bound to ebb and flow with the tides of the political fortunes of their sponsors.

While there are many areas in which the lot of an employee of Oklahoma could and should be improved, it seems to me his morale and thereby his efficiency for the state would best be bolstered through a type of merit system that would provide job security, protection and advancement as a reward for able and faithful service.

There should be a classification of jobs in order that certain qualification requirements for each job may be prescribed and each employee be required to demonstrate his ability to properly perform the duties prescribed for the particular job for which he is an applicant.

Those now employed who have for a period of time already demonstrated their ability in their assigned duties should automatically be qualified for classification.

Those presently employed for a short period of time should be required to demonstrate their qualifications by examination. However, they should be given credit, on a system of preference, based upon the length of prior service.

All future employees should be required to qualify by examination. Such a system of merit would release you, as legislators, from one of your most difficult burdens—that of acting as an employment agent. The merit system for state employees would result in tre-

mendous savings of tax dollars through the elimination of duplication, inefficiency and waste. It would also create peace of mind for individual qualified state employees who would then know they could not be removed from employment for political reasons alone.

Of course the details of such a merit system must be developed carefully and thoroughly in order that the state as well as the individual employee can be protected. The ultimate goal of the merit system should envisage a plan of retirement and a system of uniform vacation and benefits.

REAPPORTIONMENT

I strongly urge that we abide by the Constitution of the State and reapportion the legislature.

It is my recommendation that the present constitutional formula be amended to guarantee to each county at least one member in the House of Representatives.

I further recommend that a proper means of enforcement of reapportionment be included in the constitution to assure that reapportionment be carried out according to the mandate of the constitution following each decennial census.

This is a project I consider a priority measure, it is the basic question of whether the people of our state are given the equal voice in state government to which they are undeniable entitled, under both our constitution and sound principles of democratic government.

I have prepared a resolution for immediate introduction, based on the plan I have briefly outlined to you. I recommend that it be sent to committees where a complete and exhaustive study can be made on the measure.

I strongly urge that it then be passed by this legislature and submitted to the people.

EDUCATION

It is extremely important to Oklahoma and our future that we provide the best education possible for our young people. It is because of my dedicated belief in this premise that my budget message includes an increase, larger by far, in recommended appropriations for education, than any other obligation of government.

In all our deliberations about our education problems, I think the interest of our young people must be our first consideration.

With our schools and colleges facing increased enrolments as well as increased demands for improved and strengthened programs of education, I know the requests for funds to meet these needs will receive your careful and favorable study.

Salaries of teachers in our schools, even though they have been increased in recent years, need to be raised to the extent that teachers of Oklahoma may receive salaries that will attract and hold our best trained teachers for the children and youth of our state.

Although present anticipated revenue, as recommended in the budget, provides for an increase of slightly more than twelve millions dollars for state aid to common schools, more is needed. This amount will satisfy the needs only for financing the existing school code. This guarantees minimum teachers' salaries at three thousand dollars.

It is my recommendation that additional appropriations be made to raise the minimum teachers' salaries to three thousand four hundred dollars this biennium and to three thousand six hundred dollars next biennium. Our primary problems in teachers' salaries is in the field of beginning teachers. Our present low minimum is preventing us from attracting as many of our new young teachers as we need.

The minimum salary figure can be

increased from three thousand dollars a year to three thousand four hundred dollars at a total cost of \$1.2 millions dollars per biennium. This is based on the present teaching experience average prevailing in the state.

As we think of the needs of education we must keep in mind also the increasing cost of those things schools must have in order to operate. Maintenance and instructional supplies, equipment and salaries of non-professional employees as well as funds with which to match federal programs must be taken into consideration.

Consolidation should continue in such cases where it will improve the educational training for our young people in order to give all our children fair and equal opportunities. Financing of school districts on the local level should not cause a penalty which would result in their not receiving their share of state aid.

Continuing in the field of education, let me say that no more important or urgent public interest will challenge the attention of our administration and that of the Twenty-Seventh legislature than that vested in our institutions of higher learning.

The new demand for space and science training dramatizes this. Even as we deliberate together, man's first satellite may well be in orbit around the sun. America must keep pace and we in Oklahoma must do our part to see that it does.

The field of technology is not the only important aspect of higher education. It is also the most direct means of creating new wealth for our state. It is a principal means of making life richer and more rewarding in every realm.

I am recommending a seven million dollar increase in appropriations for higher education.

Some of the budget pressures can be relieved in higher education during this biennium. When the Board of Regents

for Higher Education was created, it was the intent of the Legislature and the people that they accept the responsibility for a long range program for higher education in Oklahoma. This was intended to include necessary consolidations of schools and the elimination of unnecessary duplications. With the help of this Legislature we will insist that the Regents of Higher Education fulfill this responsibility.

MENTAL HEALTH

Oklahoma has made great progress in the past decade in the field of mental health, but we still have far to go. For that reason, the recommended budget which I am submitting separately calls for an increase of more than eight per cent in appropriations for mental health.

It is extremely important that we pay particular attention to increasing facilities for the care and training of mentally retarded children. I recommend that you appropriate seventy-five thousand dollars for the completion of a dormitory to provide eighty-four additional beds at the Pauls Valley State School. I hope that even more training space can be made available through possible consolidations and transfers.

WELFARE

I recommend and strongly urge that all state agencies organized primarily to provide welfare services to the citizens of Oklahoma be placed under the Oklahoma Public Welfare Commission.

The people of Oklahoma, in adopting Article 25 of the Constitution on July 7, 1936, provided that the commission administer the grant-in-aid programs dealing with welfare. This authorized the commission and Department of Public Welfare to cooperate with any grant-in-aid program for the purpose of obtaining federal funds.

In effect, the Old-Age and Survivors Insurance program was the basic pro-

gram and the assistance programs for money payments were set up as a stop-gap measure to take care of the needs of those needy citizens not covered under the old-age insurance plan, until all employees could obtain sufficient coverage either by requirements of law or on a voluntary basis.

I am happy to report that a detailed study of the welfare department's affairs shows we have reached that milestone in the programs where an increase of at least three dollars a month can be added to the payments for:

1. Old Age Assistance.
2. Aid to the blind.
3. Aid to dependent children, and
4. Aid to the permanently and totally disabled.

My detailed study has shown that sufficient surplus will be left in the state assistance funds to continue that precedent set by the Twenty-Fifth Legislature, when a surplus of one hundred seventy-five thousand dollars was made available for the rehabilitation of parents in aid to dependent children families.

Again, in the wisdom of the Twenty-sixth Legislature, three hundred thousand dollars was made available from the surplus to continue aid to these families.

I therefore recommend that this Twenty-seventh Legislature give serious consideration to continuing the policy of making available that part of the sales tax revenue not needed to maintain a budget providing for the standards of decency and health and the adequately financed medical care program for other welfare purposes.

I recommend that the legislature transfer to the Public Welfare Commission the responsibility of administering all of the medical care program for physically handicapped children.

I further recommend that the administration and supervision of the Whit-

aker State Orphan's Home at Pryor, and the Deaf, Blind and Orphan's Home for Negroes at Taft, be transferred to the Public Welfare Commission.

The Twenty-sixth Legislature transferred the duties and responsibilities of the general assistance program and the commodity distribution program to the welfare commission. It was necessary to finance these activities the past biennium from the general revenue fund. I find that there is now a sufficient surplus in the state assistance fund to finance these activities from the sales tax revenue.

The transferring of these agencies and the financing of their activities as well as the financing of the commodity distribution program and of the general assistance program can be accomplished in the next biennium from surplus state assistance funds.

Certainly I am mindful that it is the first responsibility of the fund to provide adequate payments to our elder citizens and other needy, eligible people, in addition to providing comprehensive and adequately financed medical care.

This we can do—by providing a substantial increase in the money payment by February, 1959, and we can also finance the activities as I have suggested from the surpluses.

At the present rate of increase of sales tax collections and the increasing number of recipients who draw an old age payment, which enable the commission to reduce the amount of state funds needed to maintain the money payment, further increases of so-called "pension" payment can and will be made during my administration, consistent with any cost-of-living increase.

CENTRAL PURCHASING SYSTEM

In order to provide for needed economies in the business operation of many state agencies, it is mandatory that certain changes be made. I sincerely believe that the current antiquated pur-

chasing system should be replaced with a central purchasing system.

At the present time, the function of purchase and supply is not centralized in one agency, but is conducted independently and with very little coordination, by numerous agencies. Directives and enabling statutes pertaining to purchase and supply are ambiguous as to intent, and contradictory as to interpretation, thus increasing the difficulty of proper administration.

There is no standardization between agencies as to description of requisitioned items. This lack of standardization eliminates any possibility of intelligent pool buying for state-wide requirements.

It is apparent that new legislation is needed to provide clear and concise directives predicated upon legislative intent. The law-making body should decide whether provisions in present statutes relating to purchasing should be repealed and re-enacted into a single comprehensive purchasing law, or if the improvement can be better obtained by piece-meal amendments. It is desirable that any changes made provide for the following conditions:

1. The responsibility for purchasing should not only be definitely placed within the state organizational structure, but the authority should be granted to require compliance by all affected agencies.

2. Citation of exempted agencies should be explicit rather than implied, specifying whether such exemption covers the acquisition of all purchases, or is limited to certain items. At this time I see the need for only two such exemptions: One: The Highway Department and its purchases of materials, machinery, and equipment pertaining to the construction of highways. Two: The Budget and Accounting Department because of its distinction as the paying and auditing branch.

3. Clarification should be had as to whether the responsibility of purchasing includes the authority to determine what particular item shall be selected. Without this authority, the entire concept of General Purchasing is weakened.

4. The several laws covering the taking and maintaining of inventory should be reconciled to allow uniform accounting for capital investment, and afford statewide comparison.

5. The question should be decided, whether the administrative head of an agency, or group of agencies vested with authority to requisition should have the power to delegate the function to sub-divisional heads.

6. A vital point which should be clarified is whether an agency, simply because it receives its supporting funds, in whole or in part, from a source outside the State's General Funds, is, therefore, exempt from accounting for its expenditures through normal state channels; and by the same token, whether they acquire the authority to expend these funds without accountability to the state administration. For example, the Wildlife Conservation Department.

In the consolidation of responsibility for procurement, there need be no loss of identity or authority by any of the many agencies affected. The function of procurement involves two elements:

1. Authority to requisition.

2. Duty of buying or ordering.

This requisitioning authority is an administrative function implying discretionary decision as to need by the line organization. **Under The Proposed Central Purchasing System this authority to requisition will remain with the present organization.** The act of buying is a service function only. It completes the procurement of an object which may be requested by any properly constituted administrative authority. As a corollary, therefore, **the power to requisition en-**

tails the power to expend state funds. This merely provides for a more economical means of accomplishment. The proposed Central Purchasing System implies a single point of purchasing performance for several requisitioning authorities under separate chains of command.

Such a Centralized Purchasing System may be expected to develop certain advantages. Among these will be:

a. Concentration of buying power, allowing purchases in larger quantities.

b. Better prices under widely competitive bidding.

c. Standardization of specification, eliminating unduly expensive or poorly adopted grades.

d. Long-range buying program to take advantage of seasonal variations.

e. Curtailment of hand to mouth buying and "emergency" selection caused by poorly anticipated needs.

f. Development of expert buyers familiar with markets, manufacturing and trade practices, packaging and shipping conditions.

g. Utilization of testing and inspection facilities with competent personnel on a full time basis.

h. Concentration of requisitions from multiple agencies permitting objective order solicitation on part of vendors with lower selling cost to them.

All agency heads must realize that once an appropriation is voted by the legislature, the money is not completely theirs to spend as they see fit. We must all realize that funds that we are handling belong to the people of Oklahoma and that we have a great obligation to see that these funds are expended in keeping with strict economy practices.

PUBLIC SAFETY

Of prime concern to every citizen of this state is the useless waste of life and property upon our streets and highways. Each year we kill hundreds of

men, women and children. Thousands more are injured and the property damage runs into millions of dollars.

More than ever before our citizens are keenly aware of safety upon our highways. The death rate is on the lips of citizens everywhere.

I recommend that a constitutional, non-political Public Safety Commission be established with authority to set up rules and regulations governing the Department of Public Safety. That said department be given the authority to employ a Director who is trained and dedicated to make our highways safer for our citizens. It is my belief that such a commission will attract career men, educated in the needs of public safety.

We have prepared the necessary legislation for your consideration and urge that you submit the question to the people of Oklahoma.

We also recommend that the Department of Public Safety be increased in man-power and that the money to adequately operate the department be appropriated to meet the challenge of cutting down our loss of life and property on our highways.

I recommend that you enact more binding laws on the revocation of Driver's Licenses. This will serve as a deterrent to habitual offenders and have a healthy effect in general on attention to traffic laws by all of our drivers.

In a recent survey conducted by the Traffic Division of the International Association of Chiefs of Police, they recommended that our Highway Patrol have more than two hundred additional men and over one hundred fifty more cars. I know we cannot meet this need this year, but I recommend that we do all possible in this direction toward making our Department of Public Safety the finest in the United States.

DISTRICT ATTORNEY

The uniform enforcement of our crim-

inal laws looms as one of the most basic needs of state government—a problem that grows with the crime rate that is increasing over all of the United States.

In many counties of our state, the citizens are faced with inadequate law enforcement. In a number of counties, attorneys will not accept the position of county attorney.

Without these experienced prosecutors, the work of the investigating officers is wasted. Vigorous prosecution of law violators is the most successful and permanent weapon against crime.

The establishment of a district attorney system in our state will be a step toward assuring that Oklahoma will never find itself in the limelight of such notorious publicity as those communities which lead the FBI's list of haunts of the bandit, the burglar and their kind.

A district attorney system will give every county an experienced and qualified prosecuting officer, a man selected from a single county or a group of counties which comprise an area large enough to assure capable and vigorous attorneys for the positions.

It will assure every community the qualified legal knowledge that is now too often found only in counties of very large population. We have prepared the legislation creating such a district attorney system and I urge you to pass it to strike a blow against crime; and place an arm of legal protection around the children and the homes of the citizens of this great state, that might otherwise fall prey to an element of crime.

PENAL INSTITUTIONS

One of the real problems which we face and which we must take active steps to correct lies in the penal system of Oklahoma. I have some recommendations which I want you to consider in the weeks ahead.

Recent investigation shows that special court services for delinquent chil-

dren are virtually non-existent except in two or three of our larger counties. Children committed to training schools are offered scarcely more than custodial care. When released from the schools these children return home with little, if any, help.

There is little difference in the picture as it concerns adult offenders. There are but two adult probation officers and only eight parole officers in our state. Our prisons are largely without rehabilitation tools.

Our parole system releases few men and those who are released are given little supervision and guidance.

I urge that we establish an Oklahoma Department of Correction, designed to be responsible for the administration of our entire correctional system.

This department would be built around a strong and able citizen board of not more than nine members to be appointed for staggered terms by the Governor. In turn, this board should select a director who would represent the best in his field.

As you go about this job, bear in mind that these modern programs are economically sound. For example, a good probation system pays for itself many times over. So does a good parole system. In Oklahoma, we could keep five men on probation or parole for the cost of keeping one in prison.

COMMERCE AND INDUSTRY

At the present time, we are not doing enough to promote industrial development. In that connection, we are one of the thirteen states without the semblance of a statewide financing program for new industry or the fostering of present industry. I am in hopes that the legislature and the people will consider this approach in the near future.

In this field lies our great hope for increased tax revenue through more industries and employment. In that connection, I am strongly opposed to any

tax increase that would hinder present industries from expanding or new industries showing an interest in locating in our state.

The industrial development of the State of Oklahoma is of prime importance to all of us. Many problems facing us as we commence this legislative session could be solved by industry moving into Oklahoma and developing our vast supply of natural resources. I recommend that we take strong and positive steps in the direction of advertising and promoting industrial development in Oklahoma.

OIL AND GAS AND OTHER MINERALS

I note with interest the introduction of legislation to increase the oil depletion allowance of our State Tax Laws. This matter is certainly worthy of consideration by Oklahoma's Legislature, in view of the fact that the federal depletion rate is higher than our Oklahoma rate. Every effort should be made to determine the effect of this proposed change on our state income and equitable adjustment provided if economically feasible.

Adjustments should also be made wherever justified, with reference to other minerals which are a part of our natural resources.

AGRICULTURE

One of the major needs in Oklahoma's agriculture is a stepped up program for upstream flood control. It was in 1957 and 1958, when floods washed away one hundred thirty-six million dollars in lands and farm and ranch holdings, that we really learned what these projects could mean to our state.

It has been a part of my pledged program—and still is—to ask for four additional planning parties for the upstream flood control programs, but at this time I am told by the State Soil Conservation Board that it is not economically

feasible. I have learned, however, that two additional parties would be most valuable in this effort and I recommend that you allocate funds for them.

I would also like to suggest that a committee investigate the feasibility of moving the Forestry Department from the Planning and Resources Board to the Department of Agriculture. I believe they will find this change of great benefit to the program of protecting the state's forests by making this change and would be in a better position to work more closely with the United States Forestry Service which is a part of the United States Department of Agriculture.

You have always understood the needs of the one hundred sixteen thousand farmers and ranchers of Oklahoma and I know that you will continue during the Twenty-seventh Legislative Session to handle their problems with that same understanding.

CONCLUSION

In conclusion, let me repeat that as I have come to know each of you individually, I am even more firmly convinced that the Twenty-Seventh Legislature will go down on record as one of the finest sessions in history.

I seek your cooperation and help in every respect. I hope we can consider ourselves as a part of a team. I think the executive and legislative branches can work together on a mutual and cooperative basis to build a program of progress for Oklahoma.

I want you to know my door is always open to discuss your problems and the problems of your district. Any time you have a problem, I have a problem. I want to be a governor who is always available to help the legislature as a whole and its individual members. There is no other group in Oklahoma as close to the people and as sensitive to their needs as all of you in this room.

While I want to do everything I can to help you, by the same token I hope I can always count on you to be helpful to me. I want you to counsel me and advise me on executive matters as well as to acquaint me with legislative problems.

There is no problem in Oklahoma so great that it cannot be worked out by the vast experience, leadership and talent that are present in the Twenty-Seventh Legislature.

I believe the people of the state are behind you more strongly than they have ever been before in your efforts to write a program in which the entire state can take pride.

The Regular Order of Business was called for.

FIRST READING

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

SB 19—By Wilson (Beckham) and Payne of the Senate, and Ogden, Huser, Lollar and Haworth of the House—An act establishing a Merit System of personnel administration; defining terms; authorizing the Governor to place certain agencies and departments of State Government under said Merit System; creating the State Personnel Board; providing for the appointment of members, their term of office, qualifications and compensation; prescribing powers and duties of said Board; authorizing said Board to promulgate rules and regulations in conformity with certain minimum standards prohibiting the adoption of rules or regulations which would deprive the State of Oklahoma or any of its agencies or institutions of federal grants or any other forms of financial assistance; making provision for administrative expenses and the costs of operating said Merit System; authorizing the appointment of a State Personnel Director and other employees; outlining qualifications; prescribing powers and duties, and authorizing

compensation; exempting from this Act certain offices and positions; defining status of employees in departments and agencies subject to this Act; providing that this Act, under certain conditions shall supersede any Oklahoma Statute now in effect and shall apply to specified agencies and departments; providing for the transfer to said State Personnel Board of personnel, records, papers, files, property, equipment and funds in accordance with certain standards; requiring certain procedures in payment for personal services; authorizing legal actions for specified purposes; providing for competitive examinations with preferences for certain persons; prohibiting specified discrimination in appointment, promotion, demotion, or dismissal; providing procedures for suspension, reduction in pay, demotion, and discharge of employees for cause; providing for hearings and appeals; prohibiting certain activities in the securing of employment, and providing penalties; requiring testimony of persons in state service under certain conditions; authorizing agreements with any political subdivision to furnish services and facilities of said State Personnel Board, providing for reimbursement to the State, and authorizing said political subdivisions to enter into such agreements; authorizing members of the Board and the Director to administer oaths, subpoena witnesses and compel the production of certain books and papers; providing penalties for violations; repealing conflicting laws; making the provisions of this Act severable; and declaring an emergency.

SB 20—By Wilson (Beckham) and Payne of the Senate, and Ogden, Huser, Lollar and Haworth of the House—An Act relating to Physically Handicapped Children; establishing a program of medical care for children, who are crippled, or suffering from conditions leading to crippling, or otherwise physically handicapped or who are suffering from conditions or maladies amenable to

treatment; transferring all the authority, powers and duties now vested in the Oklahoma Commission for Crippled Children by Senate Bill 144, Oklahoma Session Laws 1941, same being Title 10, Sections 172.1 through 173, to the Oklahoma Public Welfare Commission; transferring all property, records, contracts and unexpended funds of the Oklahoma Commission for Crippled Children to the State Department of Public Welfare; authorizing and directing said Oklahoma Public Welfare Commission to promulgate and adopt such rules and regulations necessary to carry out the provisions of this Act; authorizing the Director of Public Welfare to perform the duties now performed by the Director of the Oklahoma Commission for Crippled Children; authorizing the Oklahoma Public Welfare Commission to exercise all prerogatives and authority now vested in the Oklahoma Commission for Crippled Children under the terms of the provisions of Title 10, Sections 172.1 through 173, both inclusive; providing for a Professional Advisory Committee; repealing all laws in conflict herewith; providing an appropriation out of the State Assistance funds for operation of program; making the provisions of this Act severable; providing that the Act shall not be operative or in effect until July 1, 1959; and declaring an emergency.

SB 21 — By Wilson (Beckham) and Payne of the Senate, and Ogden, Huser, Lollar, and Haworth of the House—An Act relating to the administration of Whitaker State Orphan's Home, Pryor, Oklahoma, and the Institute for Colored Blind, Deaf and Orphans, Taft, Oklahoma; establishing legislative intent; transferring all powers and duties now vested in the State Board of Public Affairs relative to these institutions to the Oklahoma Public Welfare Commission; transferring all property, records, contracts, and unexpended funds appropriated for the maintenance of these two institutions to the Oklahoma Public

Welfare Commission and State Department of Public Welfare; authorizing and directing said Oklahoma Public Welfare Commission to promulgate and adopt such rules and regulations necessary to carry out the provisions of this Act; authorizing the Oklahoma Public Welfare Commission to perform the duties and exercise the prerogatives and authority now authorized to be performed by the State Board of Public Affairs; authorizing the Oklahoma Public Welfare Commission to set up a merit system for employees in such institutions; repealing certain laws in conflict herewith but retaining all laws not inconsistent with the provisions of this Act as now set out in Title 10, Chapter 16, Sections 341-360, both inclusive; making the provisions of this Act severable; providing an allocation from the State Assistance funds for the Operations of said institutions and that the allocation made from State Assistance Funds for the maintenance of such institutions shall be non-fiscal; providing that this Act shall not be operative and in effect until July 1, 1959; and declaring an emergency.

SJR 4—By Wilson (Beckham) and Payne of the Senate, and Ogden, Huser, Haworth and Lollar of the House—A Joint Resolution pertaining to reapportionment of the Legislature; directing the Secretary of State to refer to the people at a special election for their approval or rejection a proposed amendment to the Constitution by adding thereto a new article to be known as Article XXVII; providing that each county of the State shall always have at least one State Representative; providing for reapportionment by a Commission if the Legislature fails to reapportion itself after each decennial census; providing a ballot title; ordering a special election to be called at the discretion of the Governor.

SJR 5—By Allen, Wilson and Payne of the Senate, and Ogden, Lollar, Huser

and Haworth of the House—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Constitution of the State of Oklahoma to be known as Article XXVII relating to the Department of Public Safety providing for a Public Safety Commission and a Director of the Department of Public Safety and for the tenure, powers and duties thereof; transferring duties and powers of the present Commissioner of Public Safety and the Department of Public Safety; and ordering a special election.

Senator Ritzhaupt asked unanimous

consent, which was granted, that bills and resolutions introduced today, vitalizing the Governor's recommendations, be ordered mimeographed for the use of the members of the Senate prior to the consideration of the measures by Committees.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared of routine matters the Senate adjourn to meet as provided under the Rules, which motion prevailed.

There being no matters on the Clerk's desk, President Pro Tempore Garvin declared the Senate adjourned to meet as provided under the Rules, 1:30 p.m., tomorrow.

Sixth Legislative Day
Wednesday, January 14, 1959

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

Roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Allen, McSpadden, Morford, Stipe.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Field introduced Barbara James and Johnnie Collins of Boise City to the Senate and asked unanimous consent, which was granted, that they be made Honorary Pages for this legislative day.

COMMUNICATION

The following Communication addressed to the President Pro Tempore was presented by him and is herein incorporated:

REPORT TO THE TWENTY-
SEVENTH SESSION OF
THE LEGISLATURE OF THE
STATE OF OKLAHOMA

From Earl Welch, Chief Justice:

Pursuant to Section 6 of House Bill 537 (Twenty-fifth Legislature) Title 20, O. S. 1951, (Supp.) Section 22:

The above cited section 6 provides in part as follows:

“The Chief Justice of the Supreme Court shall make a written report to each session of the Legislature as to the status of the docket of the Supreme Court of this State, of the number of cases filed, pending, and disposed of, and a written copy of said report shall be filed in the office of the Clerk of the Supreme Court;

* * *

You are respectfully advised that on January 1, 1957 there were 498 cases pending on the Supreme Court docket. In 1957 there were filed 446 new cases. During that year 447 cases were disposed of, thus showing a net decrease of cases pending during 1957 of one case.

On January 1, 1958, there were 497 cases pending. In 1958 there were filed 431 new cases, and during that year there were 462 cases disposed of, a net decrease in cases pending during the year 1958 of thirty-one cases.

On January 1, 1959, there were 466 cases pending on the Supreme Court docket.

This report is this day furnished to the President Pro Tempore of the Senate, and to the Speaker of the House of Representatives, and a copy is delivered to the Clerk of the Supreme Court to be filed by him in his office.

Respectfully submitted on this the 8th day of January, 1959.

S/ Earl Welch
Chief Justice

LOBBY PERMITS

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

William F. Latting states that he resides at Tulsa, Oklahoma; that he is 55 years of age; that he is in the general practice of law, and is legislative representative for Mid-Continent Oil & Gas Association; that he is paid an attorneys fee in accordance with his time and services rendered; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 14th day of January, 1959.

S/William F. Latting

E. J. O'Connor states that he resides at 2629 NW 24 St., Oklahoma City, Oklahoma; that he is legal years of age; that he is legislative representative for Associated Industries of Oklahoma; that he is paid the sum of \$10,000.00, per annum for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 13th day of January, 1959.

S/E. J. O'Connor

J. I. Gibson states that he resides at 2701 Liberty Bank Building, Oklahoma City, Oklahoma; that he is 53 years of age; that he is legislative representative for Association of Casualty and Surety

Companies; that he is paid a reasonable attorney's fee commensurate with time and services that the business of the client may require, determined at the conclusion of services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 8th day of January, 1959.

S/J. I. Gibson

Larry O. Bowman states that he resides at 2508 NW 29th St., Oklahoma City 7, Oklahoma; that he is 60 years of age; that he is legislative representative for Oklahoma Retail Grocers Association; that he is paid the sum of nothing for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 13th day of January, 1959.

S/Larry O. Bowman

President Pro Tempore Garvin presiding.

FIRST READING

The following Bills were introduced and read the first time:

SB 22—By Wilson (Beckham), and Sandlin—An act relating to counties; providing a uniform method for determining the salaries of county officers and their employees and the number of the latter; making the provisions of this Act effective as early as permissible under the Constitution; making provisions of Act severable; repealing 19 O. S. 1951, Sections 179.2, 179.3, 179.4, 179.8, 179.9, 179.10 and 179.11, Chapters 6A, 6A-a, 6A-b, 6A-c and 6A-d, Title

19, Pages 68 to 75 inclusive, Oklahoma Session Laws 1953, Chapters 6Aa, 6Ab, 6Aab, and 6Aac, Title 19, Pages 94, 95, 106 and 107, Oklahoma Session Laws 1957, and all other acts or parts of acts, general or special, in conflict therewith; and declaring an emergency.

Senator Mahan asked unanimous consent that mimeographed copies of **SB 22** be placed on the desk of each of the members, so they would know how each of the counties would be affected.

Senator Ritzhaupt asked unanimous consent to amend the request of Senator Mahan and asked that 500 copies of **SB 22** and Table of Salaries by Classification be furnished each member.

Senator Collins, in lieu of the Mahan and Ritzhaupt requests, asked unanimous consent that 300 copies of **SB 22** and 300 Tables of Salaries by Classification be furnished each member, which was the order.

Senator Field presiding.

SB 23—By Field—An act pertaining to insurance; amending Section 3610, Article 36, Title 36, Pages 365 and 366, Oklahoma Session Laws 1957; providing that no form or endorsement affecting fire, extended coverage or allied lines shall be approved until at least forty-five (45) days after it was filed with the Board and notification given to the Bureaus, and declaring an emergency.

SB 24—By Hope and Bailey of the Senate and Ruby and Davis of the House—An act making appropriations to the Oklahoma State Regents for higher education; providing for the allocation of funds to constituent institutions; making provisions for cooperation with the Southern Regional Education Board; providing for care of dependent youths and orphans; making the appropriations of this act non-fiscal; making the provisions of this act severable; and declaring an emergency.

SB 25—By Hope and Bailey of the Senate, and Ruby and Davis of the

House—An act making appropriations to the Office of the Securities Commission; providing that the Administrator of the Securities Commission shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 26—By Hope and Bailey of the Senate and Ruby and Davis of the House—An act making appropriations to the Office of the State Examiner and Inspector; providing that the State Examiner and Inspector shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 27—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An act making appropriations to the Division of the Budget; providing for the appointment of personnel and fixing the salaries thereof; providing the appropriations shall be fiscal; making the provisions of this Act severable; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 28—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An act making an appropriation to the State Department of Health; stating the purpose; providing for receiving federal funds; authority for the appointment and compensation of personnel; stating the method of allocation of funds to the local Health Departments; providing for the method of payment of claims; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 29—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An act making appropriations

to the office of the Department of Labor; providing that the Commissioner of Labor shall fix the duties and compensations of employees within certain limitations; providing that the appropriation shall be fiscal; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 30—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An act making an appropriation to the Oklahoma State Legislature; stating the purpose; providing for approval of claims; relating to the filing of claims and payrolls; making the appropriation non-fiscal; making the provisions of this act severable; and declaring an emergency.

SB 31—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An act making appropriations to the office of the Lieutenant Governor; providing that the Lieutenant Governor shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 32—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making an appropriation to the Secretary of the State Election Board; stating the purpose; fixing the salary of the Secretary of the State Election Board; providing for the employment and compensation of necessary personnel; stating the method of acquiring ballots and election supplies; making the appropriation non-fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 33—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriation to the Corporation Commission; providing that the Commissioners shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be

fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 34—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the Water Resources Board; providing Board shall fix the duties and compensations of employees; providing the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 35—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the State Veterans Department, State Accrediting Agency, Oklahoma State War Veterans Home Facilities, Sulphur, Oklahoma, the Oklahoma State War Veterans Home Facilities, Ardmore, Oklahoma, and the Oklahoma War Veterans Commission; stating the purpose; providing for transfer of funds; authority for administration of affairs of the State Veterans Department, State Accrediting Agency, and each of the institutions listed in this Act; authority for appointment and compensation of personnel; authority to enter into agreements with the Vocational Rehabilitation Division of the State Board of Vocational Education for Rehabilitation of Disabled Veterans; providing for method of making purchases; appropriating funds for contracting with the Department of Mental Health for services rendered veterans; prescribing method of aiding destitute minor dependents; re-appropriating certain funds; providing for lapse date; making provisions of this Act severable; and declaring an emergency.

SB 36—By Miskovsky, Cartwright (Seminole)—An Act changing the name of the Criminal Court of Appeals to the Court of Criminal Appeals; and declaring an emergency.

SB 37—By Sandlin—An Act relating to Notary Publics; providing procedure for issuance of Commission; repealing

49 O. S. 1951, § 2; and declaring an emergency.

SB 38—By Sandlin—An Act relating to special assessments; providing that owners of property upon which have been levied special assessments shall be given notice when such assessments are due and payable; and declaring an emergency.

SJR 6—By Trent of the Senate, and Ham of the House—A Joint Resolution authorizing the Oklahoma Public Welfare Commission to transfer to the Oklahoma Emergency and General Assistance Account, funds, as needed, from the surplus existing in the funds appropriated for the permanently and totally disabled account of public assistance, for the remainder of the fiscal year, ending June 30, 1959; and declaring an emergency.

SJR 7—By Berrong, Dacus, Wilson (Greer), Kerr, Hope, Baldwin, McColgin, Ritzhaupt, Herndon of the Senate, and Richardson, Greenhaw, Metcalf, Meacham, Moad, Larason, Bouse, Watkins, Wilcox, Patterson, Hurst, Lance, Lynch, Burnham of the House—A Joint Resolution relating to the Oklahoma General Hospital; authorizing the expenditure of monies from the Revolving Fund of said institution for repair, remodeling, renovation and construction projects; authorizing the State Board of Health to contract or provide by force account for said projects; and declaring an emergency.

SECOND READING

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

SB 17—Business and Industry.

SB 18—State and Federal Government.

SB 19—Judiciary.

SB 20—Social Welfare.

SB 21—Social Welfare.

SJR 4—Congressional and Legislative

Redistricting, then to Constitutional Amendments, Initiative and Referendum and Code Revision.

SJR 5—Public Safety.

Senator Wilson asked unanimous consent, which was granted, that **SJR 5** be referred to the Committee on Constitutional Amendments, Initiative and Referendum and Code Revision after its consideration by the Committee on Public Safety.

RESOLUTION

By unanimous consent, the following Resolution was introduced:

SR 12—By Miskovsky—A Resolution Commending O. K. Bivins for Public Service to the State.

Senators Mahan, Fine, Hamilton, Sandlin, King, Kerr, Herndon, Wilson (Greer), Collins, Hope, Boecher, Tipps, Dacus, Berrong, Bailey, Walker, Carrier, McColgin, Shoemake and Ritzhaupt asked to be made co-authors of **SR 12**, which was the order.

SR 12, as co-authored, was read at length as follows, adopted upon motion of Senator Miskovsky and referred for enrollment:

SR 12—By Miskovsky, Mahan, Fine, Hamilton, Sandlin, King, Kerr, Herndon, Wilson (Greer), Collins, Hope, Boecher, Tipps, Dacus, Berrong, Bailey, Walker, Carrier, McColgin, Shoemake, Ritzhaupt.

A Resolution commending O. K. Bivins for public service to the state.

WHEREAS, O. K. Bivins was commissioned as a highway patrolman when the Department of Public Safety was established in 1937 and terminated his service in the Highway Patrol as a lieutenant; and

WHEREAS, for many years he served as Superintendent of the Crime Bureau of the Department of Public Safety; and

WHEREAS, he is a graduate of the FBI National Academy and has most recently served as Director of the State Bureau of Investigation; and

WHEREAS, he was most conscientious, diligent, resourceful and effective in the discharge and performance of his official duties and responsibilities in all such capacities and has served the State with fidelity, honor and distinction, and has been of invaluable assistance to peace officers throughout Oklahoma and in other states and has gained national respect and prominence in the field of crime detection and law enforcement; and

WHEREAS, the State's appreciation of the outstanding record of public service that has been written by this eminent and dedicated officer should be recorded;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. In deep appreciation, O. K. Bivins is commended for his more than two decades of outstanding and devoted public service to the State of Oklahoma as highway patrolman, Superintendent of the Crime Bureau of the Department of Public Safety and Director of the State Bureau of Investigation.

SECTION 2. This Resolution shall be spread upon the pages of the permanent journal of the Senate and an appropriate scroll hereof shall be prepared and delivered by the Secretary of the Senate to Mr. Bivins.

COMMITTEE REPORTS

The following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 6—Roads and Highways — To Appropriations and Budget by previous order.

Senator Fine moved that the President Pro Tempore appoint a committee of three to purchase proper furnishings

and equipment for the office of Lieutenant Governor, which motion was declared adopted, the President Pro Tempore appointing Senators Miskovsky, Chairman, (Wilson (Greer) and Carrier.

Senator Hope asked to be shown excused for the remainder of this legislative day, which was the order.

President Pro Tempore Garvin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 9, 10 and 11 each correctly enrolled.

Enrolled SRs 9, 10 and 11 were each properly signed and ordered transmitted to the Secretary of State.

Senator Field presiding.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 501.

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

President Pro Tempore presiding.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 502.

Senator Collins asked for immediate consideration of HCR 502, said Resolution being read at length as follows and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 502 — By Sparks and Arrington of the House and Collins of the Senate.

A CONCURRENT RESOLUTION COMMENDING AND CONGRATULATING THE 1958 EDITION OF THE CUSHING HIGH SCHOOL FOOTBALL TEAM AND COACH MELVIN SKELTON UPON WINNING THE 1958 CLASS "A" CHAMPIONSHIP.

WHEREAS, the inspired Cushing

Football Team under the brilliant direction of Coach Melvin Skelton captured the 1958 Class "A" Football Crown in a bruising 9-7 defensive duel against Ada on December 18, 1958; and

WHEREAS, the battle of the two giants of Oklahoma high school football captured the applause of the overflow crowd of some 4,600 fans who flooded Jim Thorpe Stadium in Shawnee to witness the game of the season for high school football; and

WHEREAS, the see-saw contest was filled with outstanding individual efforts and sportsmanship displays and once again proved the predominance of "King Football," the favorite fall sport of all Oklahomans.

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

That the Cushing Tiger Football Team

and their capable coach, Melvin Skelton, are hereby commended and congratulated for their winning of the Class "A" Championship in their classic December 18 endeavor.

BE IT FURTHER RESOLVED that duly authenticated copies of this Resolution be forwarded to Mr. William D. Carr, Cushing Superintendent of Schools, Mr. George P. Rush, Principal of Cushing High School and Mr. Melvin Skelton, Coach of the victorious Cushing Football Tigers.

The President Pro Tempore in open session signed Engrossed **HCR 502** and ordered it returned to the Honorable House.

Senator Wilson moved that when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet at 11:00 a.m., which motion prevailed.

There being no matters on the Clerk's desk, President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a.m., tomorrow.

Seventh Legislative Day

Thursday, January 15, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by Senator Cartwright (Bryan), designated so to do by the President Pro Tempore.

Roll call was as follows:

Present: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Miskovsky, Payne, Pazour-
eck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Allen, Baldwin, Garvin, Kerr, McSpadden, Mahan, Morford.—7.

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

LOBBY PERMITS

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs.

Frank Adams states that he resides at Route 3, Norman, Oklahoma; that he is 41 years of age; that he is legislative representative for Oklahoma Farm Bureau; that he is paid the sum of \$____, per ____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 14th day of January, 1959.

Frank Adams.

Harlan Bell states that he resides at 204 Hightower Bldg., Oklahoma City, Oklahoma; that he is 57 years of age; that he is legislative representative for Brotherhood of Railroad Trainmen; that he is paid the sum of \$____, per____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 14th day of January, 1959.

Harlan Bell.

J. J. Caldwell states that he resides at 922 N. E. 18th Street, Oklahoma City, Oklahoma; that he is 48 years of age; that he is legislative representative for Oklahoma State AFL-CIO; that he is paid the sum of \$____, per____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 7th day of January, 1959.

J. J. Caldwell.

Max Stanfield states that he resides at 5601 N. W. 42, Oklahoma City 12, Oklahoma; that he is 43 years of age;

that he is legislative representative for United Dry Association; that he is paid the sum of \$____, per____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 14th day of January, 1959.

Max Stanfield.

Captain J. T. Godfrey states that he resides at 2608 N. W. 24th Street, Oklahoma City, Oklahoma; that he is 56 years of age; that he is legislative representative for Oklahoma Police Officers Legislative Committee; that he is paid the sum of \$____, per____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 15th day of January, 1959.

J. T. Godfrey.

Dan M. Arnold states that he resides at 2929 N. W. 11th Street, Oklahoma City, Oklahoma; that he is 64 years of age; that he is legislative representative for Oklahoma Farm Bureau; that he is paid the sum of \$____, per____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 14th day of January, 1959.

Dan M. Arnold.

Senator Trent introduced little Landa Nelson of Atoka to the Senate, and asked unanimous consent, which was

granted, that she be made an Honorary Page for this legislative day.

SPECIAL COMMITTEE REPORT

Senator Miskovsky, Chairman of the Special Committee appointed to purchase proper furnishings and equipment for the office of the Lieutenant Governor, President of the Senate, made an oral report, stating the Committee had inventoried the office of the Lieutenant Governor and had conferred with his Secretary in his absence. We recommend, if possible, the procurement of furniture and equipment from other State Departments. This not being possible we recommend that bids not less than 6 in number—be asked for on the purchase of furnishings and equipment for the Lieutenant Governor's Office, the amount of expense not to exceed \$1500.00.

Senator Hamilton cited the record of the last legislative day, stating the Committee was delegated with authority to make purchase of proper furnishings for the office of the Lieutenant Governor, rather than to recommend.

Senator Ritzhaupt moved that the President Pro Tempore be authorized to purchase proper furniture and equipment for the office of the Lieutenant Governor, with no limit on the amount to be expended, realizing that economy would be practiced, which motion was seconded by Senators Stipe and Grantham.

Senator Miskovsky asked unanimous consent, to which Senator Ritzhaupt objected, that the Report be returned to the Committee for further consideration in order that a report in keeping with the wishes of the Senate might be made.

Senator Miskovsky asked that the record show him excused for the remainder of this legislative day, which was the order.

Senator Ritzhaupt, as a substitute, moved that the President Pro Tempore be instructed to purchase new furniture

and equipment essential for the office of the Lieutenant Governor.

Senator Ritzhaupt, as a substitute for all pending motions, moved that the matter referred to above be re-referred to the Special Committee for further consideration, which motion prevailed.

Senator Harris introduced Honorable Elmer Thomas as a distinguished statesman, a former State Senator, a former Congressman and for many years a United State Senator, and asked that he be given the privilege of the floor, which was the order.

By unanimous consent, upon request of Senator Fine, Senator Thomas was escorted by the Sergeant-at-Arms to the floor of the Senate, and in his usual statesmanlike manner addressed the members, recalling the early days of his administration in the State Senate and contrasting them with those of today, and his closing remark was that he realized that as time goes by, the older must stand as observers rather than participants.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 12 properly enrolled.

Enrolled SR 12 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 39—By Shoemake of the Senate and Ruby of the House—An Act relating to port authorities; providing that any municipal corporation, municipal corporations, county, or any combination thereof may create port authorities; providing that such an authority may sue and be sued; providing that its functions shall be deemed governmental functions but not immuned from liability by rea-

son thereof; providing for the appropriation and expenditure of funds; providing for the dissolution of port authorities; providing for a governing board of directors and for the appointment and removal of members of the board; providing qualifications for directors, providing for the organization of the board of directors and the hiring of employees; providing compensation for board members; providing for the area of jurisdiction of port authorities; providing for certain powers and authority for port authorities; prohibiting the disturbance of certain properties unless certain conditions are met; providing for future planning by the authority; providing the authority shall foster and encourage the participation of private enterprise in the development of port facilities; providing for certain prohibitions; providing for contracts and publications notice given for bids; providing for a budget; providing for payment of expenses and disposition of surplus funds; providing for bond of secretary and for deposit and disbursement of funds; and declaring an emergency.

Senators Stipe, Grantham, Hope, Breeden, Land, Walker, Payne, King and Hamilton asked to be made co-authors of **SB 39**, which was the order.

SB 40—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the State Board of Education for operation and maintenance of public schools in the State of Oklahoma; stating method of apportionment and disbursement; providing for appointment and compensation of employees; limiting amount to be expended for textbooks; reappropriating Sec. 1, **SB 193**, 26th Session of the Oklahoma Legislature, to the State Board of Education; making appropriation for physically and mentally handicapped children; providing for the education of children who are patients in the Crippled Childrens

Hospital; making the appropriations non-fiscal; making the provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

SB 41—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making an appropriation to the State Board of Education; stating the purpose; authority for the appointment and compensation of personnel; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 42—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the Office of the State Banking Department; providing that the Bank Commissioner shall fix the duties and compensation of employees within certain limitations: Amending Title 6, Section 395.8(A), O. S. 1951; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 43—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the Oklahoma Planning and Resources Board; providing funds for operation of the Division of State Parks, Division of Forestry, Division of Planning and Administration, and the tourist Bureau; providing for appointment and compensation of officials and employees; providing for agreements with the Federal Government; authorizing payment of premiums for Workmen's Compensation and other necessary insurance; providing for transfer of funds, records and equipment, from Editorial and Publications Board to Oklahoma Planning and Resources Board; making the appropriations fiscal; making the provisions of this Act severable; repealing all Acts in conflict herewith; and declaring an emergency.

SB 44—By Hope and Bailey of the

Senate, and Ruby and Davis of the House—An Act making appropriations to the Oklahoma Department of Public Safety; stating the purpose; authority for the appointment and compensation of certain personnel; amending Title 47, O. S. 1951, Sections 22.2 and 116.5; making the appropriations fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 45—By Shoemake—An Act relating to motor fuel excise tax; providing for the exemption from said tax of motor fuel bought and used exclusively in motors to propel motor boats by persons holding marine exemption permits; providing that such fuel must be purchased from licensed distributors; providing for invoices and making certain requirements; providing manner of credit for such tax exempt fuel on distributor's report; providing penalties for violations; and providing an effective date for this Act.

SECOND READING

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

SB 22—County Government.

SB 23—Insurance.

SB 24—Appropriations and Budget.

SB 25—Appropriations and Budget.

SB 26—Appropriations and Budget.

SB 27—Appropriations and Budget.

SB 28—Appropriations and Budget.

SB 29—Appropriations and Budget.

SB 30—Appropriations and Budget.

SB 31—Appropriations and Budget.

SB 32—Appropriations and Budget.

SB 33—Appropriations and Budget.

SB 34—Appropriations and Budget.

SB 35—Appropriations and Budget.

SB 36—Judiciary.

SB 37—Judiciary.

SB 38—Revenue and Taxation.

SJR 6—Social Welfare.

SJR 7—Public Health.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 503** and **504**.

By unanimous consent, upon request of Senator Wilson (Beckham), **HCR 503** was taken up for immediate consideration, read at length as follows and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 503—By Shoemaker.

A RESOLUTION IN MEMORY OF GENERAL W. S. KEY, MILITARY, CIVIC, POLITICAL AND BUSINESS LEADER; CITING HIM FOR HIS MANIFOLD CONTRIBUTIONS AND EXPRESSING DEEP SORROW AT HIS DEATH.

WHEREAS, The People of the State of Oklahoma were greatly shocked and saddened by the recent death of Major General W. S. Key one of our most famed and beloved citizens; and

WHEREAS, The life and works of this outstanding military, civic, political and business leader have forever insured him of a place of high honor and acclaim both in our hearts and in the written History of this Land; and

WHEREAS, Occasionally there does appear among us one of those rare and superb human beings who, accepting the "talents" entrusted unto his keeping, then proceeds to multiply them ten thousand fold; and

WHEREAS, Major General W. S. Key was that type of man, who crowded into his span of sixty-nine years enough achievement and enough careers to satisfy a dozen men of lesser calibers; and

WHEREAS, As a soldier he entered the ranks as private, served in the Mexican border campaign of 1916

against Pancho Villa, spent seventeen months in Europe with the A.E.F. of World War I, emerging with the rank of Lt. Colonel. By the end of World War II, he had risen to the rank of Major General having held such top commands as Commanding General of the Forty-Fifth Division, United States Forces in Iceland, in Hungary and Provost Marshal General of the European Theater. During the course of this striking military career he was awarded eight major military decorations from the United States Army and two foreign decorations, the Companion of the Order of Bath (British) and Knight Commander Order of Falcon (Iceland); and

WHEREAS, As a public servant, W. S. Key twice ably served his State in the capacity of Warden of the Oklahoma State Penitentiary. He held the position of Chairman of the Oklahoma Pardon and Parole Board from 1928 to 1932. Under the Roosevelt administration he was appointed State Administrator of the Works Progress Administration during which time 53 armories, 359 school buildings and many libraries were built in Oklahoma; and

WHEREAS, As a civic leader, W. S. Key gave unselfishly of himself to advance the welfare of his State and community. He had served as President of the Oklahoma City Rotary Club, Chairman of the Oklahoma City Aviation Commission, President of the Oklahoma State Safety Council, a member of the Salvation Army Advisory Board, Director of the Oklahoma City Chamber of Commerce, Trustee of Oklahoma City University, President of the Masonic Charity Foundations of Oklahoma and President of the Oklahoma Historical Society; and

WHEREAS, As a business leader he founded and successfully operated businesses such as a hardware company, a theater, a funeral home and a gas company. He held during his life such posts as Director of the Security National

Bank, and the First National Bank and Trust Company, Director of the Lincoln Life Insurance Company, Director of the Oklahoma Natural Gas Company and Director of the Mutual Savings and Loan Company.

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

SECTION 1. That we hereby express our deep sorrow and regret at the death of Major General W. S. Key, while at the same time we officially recognize and acclaim the outstanding and manifold contributions of this great American and Citizen of Oklahoma.

SECTION 2—That we hereby extend our warmest sympathy to members of the bereaved family as we and the People of this State share their great loss.

SECTION 3. That this Resolution to his memory shall be spread at large upon the Official Journals of both House and Senate of the Twenty-seventh Legislature and that duly certified copies of this Resolution be sent to members of the bereaved family.

The Presiding Officer, in open session, signed Engrossed **HCR 503** and ordered it returned to the Honorable House.

By unanimous consent, upon request of Senator Wilson (Beckham), **HCR 504** was taken up for immediate consideration, read at length as follows and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 504 — By Howe (Kay), Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bullard, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch,

Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howze, (Seminole), Hurst, Huser, Inman, Johnston (Tulsa), Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom, (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley (Creek), Shipley, (Nowata), Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson) and Wolf of the House and Grantham of the Senate.

A CONCURRENT RESOLUTION EXPRESSING DEEP SORROW AND REGRET AT THE DEATH OF THE HONORABLE GUY O. BAILEY, A MEMBER OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SECOND THROUGH THE TWENTY-SIXTH LEGISLATURES; AND EXTENDING SYMPATHY TO MEMBERS OF HIS BEREAVED FAMILY.

WHEREAS, on August 22, 1957, we were both shocked and saddened by the untimely death of our beloved colleague, the Honorable Guy O. Bailey, Representative from Kay, County; and

WHEREAS, This respected member of the House of Representatives ably served in that capacity in the Twenty-second, Twenty-third, Twenty-fifth and the Twenty-sixth regular legislative sessions; and

WHEREAS, His call from his earthly labors by the Eternal God has left an irreplaceable void in the deliberations and fellowship of this legislature; and

WHEREAS, He was eminent in public life and widely known for his dedication to the principle that "a public office is a public trust"; and

WHEREAS, Because of Guy O. Bailey's great interest and efforts on behalf of bettering the lot of the mental patients of this State; former Governor Roy J. Turner appointed him to make a detailed survey of all mental institutions, a study so diligently prosecuted that it greatly contributed to the creation of an enlightened mental health program for Oklahoma; and

WHEREAS, In addition to his widely known and constructive public service, he always found time to devote himself to civic and religious affairs of his community, being an active member of the Lions Club, the Salvation Army Board, the Knights of Pythias, the Board of Trustees of the First Christian Church and a Mason, among others; and

WHEREAS, Although on May 29, 1957, he answered final roll call in this House of Representatives, subsequently to answer in a Higher Realm, the cherished memories of his service and his friendship shall be with us forever in these Legislative halls.

NOW, THEREFORE, BE IT RE-

SOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE SENATE CONCURRING THEREIN:

SECTION 1. That in the passing of our former colleague and friend Guy O. Bailey, our Legislature and our people express our deep sorrow and we hereby extend our warmest sympathy and condolences to the members of his family.

SECTION 2. That duly certified copies of this Resolution be sent to his wife, Mrs. Guy O. Bailey, 417 North 6th, Ponca City, Oklahoma; his two daughters, Mrs. Colleen Ward, 722 East Walnut Street, Cushing, Oklahoma and Mrs. Wilma Sirota, 285 Arch Road, Englewood, New Jersey.

The Presiding Officer, in open session, signed Engrossed **HCR 504** and ordered it returned to the Honorable House.

Senator Wilson (Beckham) moved that when the Clerk's desk is cleared of routine matters, the Senate adjourn to meet under the rules at 1:30 p. m. on Monday.

There being no matters on the Clerk's desk, the Presiding Officer declared the Senate adjourned to meet under the rules.

Eighth Legislative Day

Monday, January 19, 1959

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

Roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Allen, Cobb, Hall.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend Ryland H. Oliver, Pastor of the First Christian Church, Okmulgee.

The Journal for the last legislative day was declared approved.

Senator Payne introduced Miss Paula Day Gold of Okmulgee and asked that she be made an Honorary Page for this legislative day, which was the order.

LOBBY PERMITS

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs.

R. C. Dennis states that he resides at 6736 E. Oklahoma St., Tulsa, Oklahoma; that is 36 years of age; that he is legislative representative for Police Pension & Retirement System of Oklahoma; that he is paid the sum of \$-----, per

-----for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 15th day of January, 1959.

R. C. Dennis

Laurence H. Coulson, states that he resides at 26 N. Louisville, Tulsa, Oklahoma; that he is 42 years of age; that he is legislative representative for Police Pension & Retirement System of Oklahoma; that he is paid the sum of \$----, per---- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 15th day of January, 1959.

Laurence H. Coulson.

William Reid Johnson states that he resides at 1248 East 29th Place, Tulsa, Oklahoma; that he is 65 years of age; that he is legislative representative for Christian Science Churches in Oklahoma; that he is paid the sum of \$----, per---- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 19th day of January, 1959.

Wm. Reid Johnson.

James L. Fisk, states that he resides at 923 Timberdell Rd., Norman, Oklahoma; that he is 33 years of age; that he is legislative representative for Oklahoma Independent Petroleum Association; that he is paid the sum of \$800.00 per month for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 19th day of January, 1959.

James L. Fisk.

Fisher Muldrow states that he resides at 209 North Sherry, Norman, Oklahoma; that he is 59 years of age; that he is legislative representative for The Associated Motor Carriers of Oklahoma, Inc.; that he is paid the sum of \$-----*, per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 15th day of January, 1959.

Fisher Muldrow

* I am the chief executive and administrative official of the corporation. I am employed on an annual basis and receive an annual salary. The amount of time devoted to the Oklahoma Legislature is impossible to determine or to segregate, but it is not the principal duty and requires only a minimum amount of the time devoted to the job.

Dr. Samuel W. Scantlan states that he

resides at 3810 S. Harvey, Oklahoma City, Oklahoma; that he is 57 years of age; that he is legislative representative for United Dry Association; that he is paid the sum of \$-----, no additional compensation, for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 16th day of January, 1959.

Sam W. Scantlan

FIRST READING

The following Resolution was introduced and read the first time:

SJR 8 By Ritzhaupt— A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Oklahoma Constitution, repealing the prohibition ordinance and Article 1, Section 7, of the Constitution of the State of Oklahoma, and adding thereto a new article to be known as Article XXVII; providing for the creation of the Alcoholic Beverage Control Commission; exempting certain beverages from control; providing for the Legislature to enact laws for the regulation, control, licensing and taxing of the manufacture, sale, distribution, possession and transportation of alcoholic beverages; providing for package sales only from privately owned stores; prohibiting the sale of alcoholic beverages to certain persons; prohibiting the sale of alcoholic beverages on certain days; prohibiting the State of Oklahoma from engaging in the alcoholic beverage business; providing for taxation, licensing and distribution of taxes and license fees collected; providing for taxation by cities and towns; providing for the appointment of distributors; providing for a special election on the adoption of

this amendment; and providing for a simultaneous election to determine the issue of city option by a separate article to be known as Article XXVIII.

SECOND READING

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

SB 39—Economic and Industrial Development.

SB 40—Appropriations and Budget.

SB 41—Appropriations and Budget.

SB 42—Appropriations and Budget.

SB 43—Appropriations and Budget.

SB 44—Appropriations and Budget.

SB 45—Revenue and Taxation.

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

*

The Senate, in open session, was called to order by President Pro Tempore Garvin.

Referring to **SB 38**:

Senator Sandlin asked unanimous consent, which was granted, that it be the order of the Senate that, following report of Revenue and Taxation on **SB 38**, the bill then be referred to the Committee on Municipal Government for further consideration.

COMMUNICATION

The following Communication was read and upon request of Senator Field ordered incorporated in the record:

Hon. Harold T. Garvin

President Pro Tem of Senate
Senate Chamber
Capitol Building

Oklahoma City, Oklahoma

Dear Mr. President:

It is a delightful privilege to thank

you, and through you, the honorable members of the Senate of Oklahoma, for the enactment of Enrolled Senate Resolution No. 10, which I received this morning. The sentiment therein expressed is sincerely appreciated and is exactly the way I feel about each and every member of the Senate.

This resolution has been placed in my desk along with the caucus call which I circulated in 1938 when the Senate gave me the office which you now hold.

I am deeply impressed by the fact that among the co-authors of the Resolution whose names appear on that call are those of Senators Ritzhaupt and Cowden. They are getting a pretty long political pedigree themselves.

Please accept my sincere and heartfelt thanks in this manner conveyed, until I can see and tell you each personally.

To have served with the members of the Senate is an honor without equal.

Sincerely,

jr:ff

Jim A. Rinehart.

Senator Wilson (Beckham) moved 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 adoption of and transmitting for consideration, Engrossed **HCR 505**.

By unanimous consent Senators Baldwin, Collins, Sandlin, Stipe, Cartwright (Bryan), Bailey, Kerr, Pazoureck, Ber-rong, King, Shoemake, Hamilton, McClendon and Garvin were made co-authors of **HCR 505**.

HCR 505, as co-authored, was read at length, as follows and adopted upon motion of Senator Cartwright (Seminole):

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 505 — By Buckler, Hargrave, Howze, Nichols, All-

ard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Bulard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Haworth, Hopkins, Howard, Howe (Kay), Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larson, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley (Creek), Shipley (Nowata), Shoemaker, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murrow), Williams (Woodward), Willis (Cherokee), Willis (Jackson), and Wolf of the House and Cartwright (Seminole), Baldwin, Collins, Sandlin, Stipe, Cartwright (Bryan), Bailey, Kerr, Pazoureck, Berrong, King, Shoemaker, Hamilton, McClendon and Garvin of the Senate

A CONCURRENT RESOLUTION EXPRESSING THE REGRET AND SORROW OF THE MEMBERS OF THE TWENTY-SEVENTH LEGISLATURE FOR THE DEMISE OF THE HONORABLE CORNELIUS CON LONG, FORMER REPRESENTATIVE FROM SEMINOLE COUNTY; DIRECTING THAT A COPY OF THIS RESOLUTION BE SPREAD UPON THE PERMANENT JOURNALS OF THE HOUSE AND SENATE AS A MEMORIAL TO A VETERAN LEGISLATOR; AND DIRECTING DISTRIBUTION OF THE AUTHENTICATED RESOLUTION.

WHEREAS, The Honorable Cornelius Con Long, former House member from Seminole County, answered his last Roll Call in the Legislature of Life, Monday, January 5, 1959; and

WHEREAS, The distinguished and erudite veteran legislator served in the House of Representatives for eight terms; and

WHEREAS, His service as a justice of the peace, assistant county attorney, legislator, and attorney at law qualified him for his place of eminence; and

WHEREAS, He was a member of the Baptist Church of Seminole, Oklahoma; a charter member of the Elks' Lodge of Seminole; a member of the Masonic Lodge of Seminole; a member of the Indian Consistory, McAlester; a member of the Shrine; and a member and past commander of the Seminole American Legion Post; and

WHEREAS, He was a veteran of World War I, with continuing military interests; and

WHEREAS, The memory of his legislative comrades will continue the imprint of his endeavors in subsequent legislative acts; and

WHEREAS, Axioms and principles enunciated by him will remain; and

WHEREAS, The legislative way of life endures:

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

SECTION 1. That the members of the Twenty-seventh Oklahoma Legislature (1959) and Fellow Oklahomans express grief and sorrow for the demise of Cornelius Con Long and extend their sympathies and condolences to his widow, brother, nieces and nephews.

SECTION 2. That this Resolution be spread upon the pages of the permanent

journals of the House of Representatives and the Senate as a memorial to a departed former comrade and veteran legislator.

SECTION 3. That an authenticated copy of this Resolution be presented to Mrs. Mamie Long, wife of the deceased, Seminole, Oklahoma, and Mr. L. C. Long, brother of the deceased, Seminole, Oklahoma.

Senator Cartwright (Seminole) presiding.

Engrossed **HCR 505**, as co-authored, was properly signed and ordered returned to the Honorable House.

President Pro Tempore Garvin presiding.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 502**.

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

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 505—By Levergood, Graves and Arrington. An Act relating to crimes and punishments; providing that the possession of explosives, as defined in Act, to be a felony, under certain conditions; providing punishment; and declaring an emergency.

HB 507—By Graves and Levergood. An act pertaining to crimes and punishments; making the possession of certain tools a felony, under certain conditions; and declaring an emergency.

HB 508—By Shipley (Nowata), Bullard, Levergood, Andrews, Baggett, Belvin, Bond (Marshall), Bradley (Tulsa), Briscoe, Buckler, Burnham, Cartwright, Cole, Cook, Daugherty, Davis, Etling, Fogarty, Ford, Forsythe, Garrison, Goodfellow, Gotcher, Green, Greenhaw, Hargrave, Hopkins, Howard, Howe

(Kay), Howze (Seminole), Johnston, Jones, Jumper, Lance, Langley, McCarty, McCune, McGahery, Mitchell, Moad, Murrow, Odom (McIntosh), Patterson, Richardson (Custer), Roberts, Rogers, Ruby, Sare, Shibley (Creek), Shoemake, Skaggs, Sparger, Sparkman, Sparks, Spraker, Stewart, Taliaferro, Vandiver, Van Hooser, Watkins, Wilkerson and Willis (Cherokee), of the House, and Hamilton, Fine, McClendon, Walker, Dacus and Field of the Senate—An Act relating to loans to minors for higher education; conferring contractual powers for certain purposes on persons sixteen years of age or over; 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 46—By Miskovsky—An Act pertaining to shoe fitting machines or devices that use fluoroscopic, X-ray or radiation principles of operation in fitting shoes; prohibiting the use of fluoroscopic, X-ray or radiation machines or devices on human beings except by physicians or chiropractors; providing that no such machine or device shall be used for amusement; providing penalty for violation; and declaring an emergency.

SB 47—By Miskovsky—An Act pertaining to lotteries; amending 21 O. S. 1951, Section 1051, as amended by Section 1051, Chapter 41a, Title 21, Page 163, Oklahoma Session Laws 1957; and declaring an emergency.

SB 48—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the office of the Attorney General; providing for the regulated drug enforcement division; appropriating fund to be used as evidence money for regulated drug enforcement; providing that the Attorney General shall fix the duties and compensations of employees within

certain limitations; providing that the appropriations shall be fiscal; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

SB 49—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the Oklahoma Educational Television Authority; stating the purpose; providing that the appropriation shall be fiscal; repealing all acts in conflict herewith; and declaring an emergency.

SB 50—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making an appropriation to the State Contingency and Emergency Fund; stating the purpose; providing for transfer of funds allocated which may be cancelled or lapsed; making the appropriation non-fiscal; making provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 51—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to various state agencies; stating the purpose; designating State Board of Public Affairs as contracting authority; authorizing acceptance and expenditure of Federal funds; making the appropri-

ations non-fiscal; making the provisions of this act severable; repealing all acts in conflict herewith; and declaring an emergency.

SB 52—By Hope and Bailey of the Senate and Ruby and Davis of the House—An Act making appropriations to the State Department of Agriculture; stating the purpose; authority for the appointment and compensation of personnel; making the appropriation fiscal; making the provisions of this act severable; and declaring an emergency.

SB 53—By Stipe—An Act relating to public highways and roads; appropriating thirty million, three hundred twenty-three thousand (\$30,323,000.00) dollars to the State Highway Department for the purpose of paying the State of Oklahoma's share for the relocation of public highways and roads in the flood control areas in the localities of the Eufaula, Oolagah and Keystone dams; making the appropriation nonfiscal; and declaring an emergency.

As provided under the Wilson (Beckham) motion and there being no further matters on the President's desk, the Senate was declared adjourned to meet as provided under the Rules—1:30 p. m., tomorrow.

Ninth Legislative Day

Tuesday, January 20, 1959

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

Roll call was as follows:

Present: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan) Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Allen, Baldwin.—2.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day, was declared approved.

LOBBY PERMIT

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Finis F. Lafon states that he resides at 1900 N. W. 32 St. Oklahoma City, Oklahoma; that he is 57 years of age; that he is legislative representative for Association of Oklahoma Fire and Casualty Companies that he is paid the sum of \$____ per ____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 16th day of January, 1959.

Finis F. Lafon.

Earl J. Shackelford states that he resides at 317 West Hickory, Enid, Oklahoma; that he is 59 years of age; that he is legislative representative for Brotherhood of Maintenance of Way Employees; that he is paid the sum of \$____, per ____ for his services, that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 19th day of January, 1959.

Earl J. Shackelford.

COMMITTEE REPORTS

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

DO PASS:

SB 12—Education.

SB 23—Insurance.

DO PASS, as amended:

SB 15—Education.

FIRST READING

The following Bills were introduced and read the first time:

SB 54—By Allen—An Act pertaining to Highway Patrolmen; restricting their work week to forty (40) hours, with exceptions; providing for overtime pay and providing a formula for fixing the same; and fixing an effective date of the Act.

SB 55—By Allen—An Act amending 26 O. S. 1951, 556a; providing for the compensation of election officers; providing for additional officers under certain conditions; and declaring an emergency.

SB 56—By Stipe of the Senate, and Gotcher, Skeith, and Van Hooser of the House—An Act relating to a retirement system for employees of the several State Penal and Correctional Institutions establishing a retirement and pension board, creating job security for said employees and repealing conflicting laws; making the provisions of this Act severable; and declaring an emergency.

SB 57—By McSpadden of the Senate and Shipley and Briscoe of the House—An Act amending 2 O. S. 1951, Section 131.7; pertaining to county fair boards; providing for compensation for board members; providing for salary and bond for secretary; and declaring an emergency.

SB 58—By Wilson (Beckham) of the Senate and Meacham of the House—An Act relating to counties; providing that in any county of this State where the county jail facilities are inadequate and undesirable the commissioner of charities and corrections upon request shall inspect said jail facilities and upon his filing with the State Board of Public Affairs a notification of such inadequate jail facilities for a county the State Board of Public Affairs shall provide from the Oklahoma State Penitentiary brick, tile and other building materials to said county for use in construction of county jail facilities; providing for use of court funds in certain instances for the construction, furnishing and im-

proving of county jail facilities; and declaring an emergency.

SB 59—By Miskovsky—An Act relating to the Department of Public Safety; providing for a public safety commission and the general and specific duties thereof; providing for a director of the Department of Public Safety and for his tenure, powers and general and specific duties; providing for bonds for certain employees; providing for the transfer of property, records and funds from present commissioner to the commission of public safety; making the provisions of this Act severable; repealing 47 O. S. 1951, §§ 351, 352, 353, 354, 355 inclusive, and § 355.3, § 356, § 359, § 382.1, § 382.2, § 382.3, and any and all other acts or parts of acts conflicting herewith; and declaring an emergency.

Senator Grantham asked to be shown excused until such time as he might return to the Chamber, which was the order.

SECOND READING

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

SB 46—Public Health.

SB 47—Criminal Jurisprudence.

SB 48—Appropriations and Budget.

SB 49—Appropriations and Budget.

SB 50—Appropriations and Budget.

SB 51—Appropriations and Budget.

SB 52—Appropriations and Budget.

SB 53—Appropriations and Budget.

Senator Stipe asked unanimous consent that **SB 53** be ordered withdrawn from the Committee on Appropriations and Budget and first referred to the Committee on Roads and Highways and then to the Committee on Appropriations and Budget, which was the order.

SJR 8—Constitutional Amendments, Initiative and Referendum and Code Revision.

HB 505—Criminal Jurisprudence.

HB 507—Criminal Jurisprudence.

HB 508—Education.

Senator Hamilton presiding.

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

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Wilson (Beckham); who stated Permits would be issued in the office of the President Pro Tempore:

Mr. President: We, your Committee on Senate and Legislative Affairs to whom was referred requests for Lobby Permits, beg leave to report that we had the same under consideration and herewith recommend that Lobby Permits be granted to the following named persons:

From Oklahoma City, Oklahoma

Harlan Bell, 204 Hightower Bldg., Brotherhood of Rrd. Trainmen.

J. J. Caldwell, 922 N. E. 18th St., Okla. State AFL-CIO.

Max Stanfield, 5601 N. W. 42nd, United Dry Association.

Capt. J. T. Godfrey, 2608 N. W. 24th St., Okla. Police Officers Legislative Committee.

Dan M. Arnold, 2929 N. W. 11th St., Oklahoma Farm Bureau.

Larry O. Bowman, 2508 N. W. 29th St., Oklahoma Retail Grocers Assn.

J. I. Gibson, 2701 Liberty Bank Bldg. Assn. of Casualty and Surety Companies.

E. J. O'Connor, 2629 N. W. 24th St., Assoc. Industries of Oklahoma.

Dewey H. Neal, 2721 N. W. 25th St., Okla. Education Assn.

Dr. James LeRoy Oxford, 2901 Classen Blvd., Okla. Optometric Assn.

Ferman Phillips, 904 N. E. 19th St., Okla. Education Assn.

R. R. Ritter, 3333 N. W. 20th St., Okla. Dairy Products Assn.

J. Orville Bumpus, 617 E. Bouse Drive, Okla. St. School Bd. Assn., Inc.

F. E. Willingham, 1208 N. E. 45th St., Okla. Education Assn.

Frederick N. Bull, 1730 Andover Court, Okla. St. Council of Carpenters.

T. C. "Ted" Knoop, 4208 N. Lindsay, Okla. Retail Merchants Assn.

W. M. "Bill" Morgan, Leonhardt Bldg., Okla. Lumbermen's Assn.

Carroll Swickey, 3200 N. W. 43rd, Okla. Assn. of Insurance Agents.

Malcolm Coney, 729 N. Robinson, Legislation for the Blind.

From Norman, Oklahoma

Jack A. Odom, 901 Kansas, United Steel Workers of America.

Frank Adams, Route 3, Oklahoma Farm Bureau.

From Tulsa Oklahoma

William F. Latting, Tulsa, Oklahoma, Mid-Continent Oil & Gas..

A. V. Bourque, 2101 S. Boston, Mid-Continent Oil & Gas.

Fred A. Setser, 6792 E. 27th St. Pl. Tulsa Chamber of Commerce.

Len Yarborough, 1104 East 53rd Pl. Oklahoma State AFL-CIO.

Charles M. Wilson, Chairman.

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

*

The Senate reassembled in open session with Senator Hamilton presiding.

Senator Payne moved when the desk is cleared the Senate adjourn to meet as provided under the Rules, which motion was adopted.

FIRST READING

By unanimous consent the following

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

SB 60—By Stipe, of the Senate and Skeith, Gotcher and Van Hooser, of the House—An Act making an appropriation for the completion of Boling Hollow dam; stating the purpose; making the appropriation non-fiscal; providing for severability; and declaring an emergency.

Senator Mahan asked to be co-author of **SB 60**, which was the order.

SB 61—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the office of the Governor; providing that the Governor shall fix the duties and compensations of employees; providing the transfer of items of appropriation; making appropriations non-fiscal; making provisions of this Act severable; repealing all laws in conflict herewith; and declaring an emergency.

SB 62—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making an appropriation to the Commissioners of the Land Of-

fice; stating the purpose; providing that the Commissioners shall create the positions and fix the salaries; making the appropriation fiscal; repealing all Acts in conflict herewith; and declaring an emergency.

SB 63—By Breeden—An Act relating to the office of County Superintendent of Schools; abolishing such office in counties under certain conditions, and providing for exercise and performance of powers, duties and functions thereof; providing for county boards of education; and declaring an emergency.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 503** and **504**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

The desk being cleared, the Presiding Officer declared the Senate adjourned to meet as provided under the Rules—1:30 p.m., tomorrow.

Tenth Legislative Day

Wednesday, January 21, 1959

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

Roll call was as follows:

Present: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Allen, Baldwin, Dacus.—3.

Absent: Herndon.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Mrs. R. M. (Elizabeth) House states that she resides at 309 S. Ramsey, Stillwater, Oklahoma; that she is legal years of age; that she is legislative representative for Oklahoma Woman's Christian Temperance Union; that she is paid the sum of \$-----, per ----- for her services; that she makes this statement in compliance with the laws of the

State and petitions the Honorable Oklahoma State Senate that she be granted a permit to appear before Committees and act in her duly assigned capacity in the interest of the Organization she represents.

DATED this 15th day of January, 1959.

Mrs. Elizabeth House

COMMITTEE REPORT

The following Bill was reported by the Committee named, ordered printed and placed upon the Calendar:

DO PASS:

HB 508—Education.

FIRST READING

The following Bills were introduced and read the first time:

SB 64—By Pazoureck of the Senate and Watkins of the House—An Act relating to county planning; establishing a county planning commission in certain counties and prescribing its powers, duties and functions; providing for appeals from decisions of the county Planning Commission; repealing Chapter 19Aa, Title 19, Oklahoma Session Laws 1957; and declaring an emergency.

SB 65—By Hope and Bailey of the Senate and Ruby and Davis of the House—An Act making appropriations to the State Board of Public Affairs; stating the purpose; providing for the salary of the surplus property agent and other expenses; providing for the appointment and compensation of other employees; authorizing the State Board

of Public Affairs to transfer certain funds; making the appropriations non-fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 66—By Sandlin, King of the Senate and Levergood, Garrison, Mitchell, Avey and Williams (Murray) of the House—An Act relating to county commissioners; providing for the nomination and election at large by the voters of the county; fixing a one year residence requirement therefor; providing that county commissioners now in office shall hold their offices until their successors are elected and qualified; amending 19 O. S. 1951 Sec. 321; repealing Subsec. (C) of Sec. 131, as amended, of Title 19, Oklahoma Statutes 1951; repealing so much of 19 O. S. 1951 Sec. 321 as conflicts therewith; repealing conflicting laws; and declaring an emergency.

SB 67—By Sandlin and King of the Senate and Avey of the House—An Act pertaining to county commissioners, amending Section 7, Chapter 10, Title 19, Page 157, Oklahoma Session Laws 1955; providing for county clerk to present encumbrance record to county commissioners; and declaring an emergency.

SB 68—By Sandlin and King of the Senate and Avey of the House—An Act pertaining to purchase orders; empowering and directing county clerks to refuse to accept or file claims not accompanied by a properly executed purchase order; making county clerks liable on their bond for failure to comply with the Act; empowering and directing the Board of County Commissioners and the county Clerks to refuse to attest or issue warrants under certain conditions; and empowering and directing county treasurers to refuse to register or pay warrants under certain conditions; and declaring an emergency.

SB 69 — By Miskovsky — An Act pertaining to persons receiving public assistance through the Oklahoma Welfare Commission; prohibiting the so-

liciting of funds from such persons to be used for certain purposes unless permission is granted by the Oklahoma Welfare Commission; providing where permission is granted to solicit funds that said solicitor shall be subject to the provisions of Chapter 70, Title 21, Page 193, Oklahoma Session Laws 1955; making violation of the Act a felony and providing penalties; providing for severability; and declaring an emergency.

SB 70 — By Harris — An Act pertaining to powers and duties of municipal governments; setting out the powers and duties of municipal governments; subjecting such powers and duties to the constitution and the laws of the State; providing for additional powers under certain conditions; making this Act cumulative to all other provisions of law; providing for severability; and declaring an emergency.

SB 71 — By Harris — An Act pertaining to joint city-county planning commissions; amending Section 1, Title 19, Chapter 19A, Page 128, Oklahoma Session Laws 1957; lowering the population requirements of the Act; and declaring an emergency.

SB 72—By Hamilton, Fine, McClen-don, Trent, and Stipe of the Senate and Cook of the House—An Act appropriating the sum of Thirteen Thousand Seven Hundred Fifty (\$13,750.00) Dollars for the fiscal year ending June 30, 1960, and the sum of Thirteen Thousand Seven Hundred Fifty (\$13,750.00) Dollars for the fiscal year ending June 30, 1961, for the purpose of carrying into effect the provisions of Title 70, Sections 1541, 1542, 1543, O. S. 1951, relating to the care, training and education of the dependent youth and orphans of the State; and declaring an emergency.

SECOND READING

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

SB 54— Public Safety.

SB 55—Privileges and Elections.

SB 56—State and Federal Government.

SB 57—County Government.

SB 58—County Government.

SB 59—Public Safety.

SB 60—Senator Boecher asked unanimous consent that **SB 60** be referred to the Committee on Game and Fish, and then to the Committee on Appropriations and Budget, which was the order.

SB 61—Appropriations and Budget.

SB 62—Appropriations and Budget.

SB 63—State and Federal Government.

RESOLUTION

SR 13 was introduced by Senators Miskovsky, Sandlin and Mahan, and read at length, following which it was upon request of Senator Miskovsky that all other members of the Senate were made co-authors.

SR 13, as co-authored, was read at length as follows, adopted upon motion of Senator Miskovsky, and referred for enrollment:

SR 13 — By MISKOVSKY, SANDLIN, MAHAN, ALLEN, BAILEY, BALDWIN, BERRONG, BOECHER, BREEDEN, CARRIER, CARTWRIGHT (Bryan), CARTWRIGHT (Seminole), COBB, COLLINS, COWDEN, DACUS, EASTERLY, FIELD, FINE, GARVIN, GRANTHAM, HALL, HAMILTON, HARRIS, HERNDON, HOPE, KERR, KING, LAND, McCLENDON, McCOLGIN, McSPADDEN, MORFORD, PAYNE, PAZOURECK, PITCHER, RITZHAUPT, SHOEMAKE, STIPE, TIPPS, TRENT, WALKER, WILSON (Beckham) and WILSON (Greer.)

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF LUTHER HARRISON

WHEREAS, death took Luther Harrison, prominent newspaperman, from his earthly home on January 16, 1959; and

WHEREAS, this native Mississippian chose Oklahoma as the State in which he wanted to live and made so many contributions to his adopted State; and

WHEREAS, he served with distinction as a school teacher and legislator and was outstanding in the newspaper field; and

WHEREAS, he was unequalled as a public speaker and was noted as a student of the Bible and was reknowned for his knowledge of history; and

WHEREAS, his good works will long be remembered and appreciated by the citizens of Oklahoma:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate, in solemn assembly, expresses its deep regret at the loss to our State of Luther Harrison, outstanding citizen of Oklahoma.

SECTION 2. This Resolution shall be spread upon the pages of the permanent journal of the Senate and the Secretary of the Senate shall transmit an authenticated copy thereof to the bereaved family of Mr. Harrison.

RESOLUTION

SCR 1 was introduced by Senator Tipps and read at length, following which it was upon his request that all other members of the Senate were made co-authors.

SCR 1, as co-authored, was read at length as follows, adopted upon motion of Senator Tipps, and referred for enrollment:

SCR 1—By TIPPS, ALLEN, BAILEY, BALDWIN, BERRONG, BOECHER, BREEDEN, CARRIER, CARTWRIGHT (Bryan), CARTWRIGHT (Seminole), COBB, COLLINS, COWDEN, DACUS, EASTERLY, FIELD, FINE, GARVIN, GRANTHAM, HALL, HAMILTON, HARRIS, HERNDON, HOPE, KERR, KING, LAND, McCLENDON, McCOL-

GIN, McSPADDEN, MAHAN, MISKOVSKY, MORFORD, PAYNE, PAZOURECK, PITCHER, RITZHAUPT, SANDLIN, SHOEMAKE, STIPE, TIPPS, TRENT, WALKER, WILSON (Beckham) and WILSON (Greer).

A RESOLUTION COMMENDING MR. QUINTIN LITTLE FOR LONG AND OUTSTANDING SERVICE ON THE BOARD OF REGENTS OF THE UNIVERSITY OF OKLAHOMA AND EXPRESSING GRATITUDE FOR THIS SERVICE TO THE STATE.

WHEREAS, the Honorable Quintin Little of Ardmore, Oklahoma, has served as a Regent of the University of Oklahoma for some eight years, from 1951 through 1958; and

WHEREAS, the Honorable Quintin Little has given of his time and interest generously in this service to the State, serving without compensation and at substantial personal sacrifice, having cooperated with other Oklahomans to help in building a greater University of Oklahoma, and thereby helping secure to our State the manifold benefits of a generation of young men and women who have partaken of the fruits of higher education, and having through his enthusiastic support for University athletics assisted in bringing the Oklahoma University Football Team, the "Big Red," to a level of pre-eminence, including during his term of office the National Championship, thereby adding greatly to our State's national prestige; and

WHEREAS, Mr. Little has seen fit to resign this important post in State Government;

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

SECTION 1. That we do commend the Honorable Quintin Little as a distinguished citizen of this State, and on behalf of the people of Oklahoma this

Legislature expresses high gratitude for his unselfish service in this capacity over a long period of years.

SECTION 2. That this Resolution be spread at large upon the official Journals of both Senate and House of this Twenty-seventh Legislature, and that a duly certified copy of this Resolution be mailed to the Honorable Quintin Little.

RESOLUTION

SR 14, was introduced by Senators Cobb, Hope, Walker, Dacus and Fine and read at length, following which it was upon request of Senator Cobb that all other members of the Senate were made co-authors.

SR 14, as co-authored, was read at length as follows, adopted upon motion of Senator Cobb, and referred for enrollment:

SR 14—By COBB, HOPE, WALKER, DACUS, FINE, ALLEN, BAILEY, BALDWIN, BERRONG, BOECHER, BREEDEN, CARRIER, CARTWRIGHT (Bryan), CARTWRIGHT (Seminole) COLLINS, COWDEN, EASTERLY, FIELD, GARVIN, GRANTHAM, HALL, HAMILTON, HARRIS, HERNDON, KERR, KING, LAND, McCLENDON, MCCOLGIN, McSPADDEN, MAHAN, MISKOVSKY, MORFORD, PAYNE, PAZOURECK, PITCHER, RITZHAUPT, SANDLIN, SHOEMAKE, STIPE, TIPPS, TRENT, WILSON (Beckham) and WILSON (Greer).

A RESOLUTION MEMORIALIZING THE LIFE AND PUBLIC SERVICES OF HONORABLE JESS L. PULLEN, 1896-1955.

WHEREAS, The Honorable Jess L. Pullen departed this life at the age of fifty-eight (58) years, on July 26, 1955, after a career replete with service to his fellow men, to his community, to his State and to his Government; and

WHEREAS, It is fitting that his distinguished record should be permanently recorded in the annals of the State

which he helped to form and which he so eminently served; and

WHEREAS, The following is a partial outline of his life and service:

1. Born at Davis, Indian Territory, Oct. 21, 1896.

2. Educated at Davis High School and L.L.B. degree from the University of Oklahoma.

3. Principal of various schools in Murray County, Oklahoma.

4. Served his country in World War No. I, with eighteen months duty in France, and honorably discharged as a partially disabled veteran, having been "gassed" while on active duty.

5. Married Miss Nora Evelyn Young on December 21, 1919, a member of a prominent family of Murray County, Oklahoma.

6. Admitted to practice law in Oklahoma by The Supreme Court of Oklahoma on the 21st day of May, 1921.

7. Admitted to practice law before The Supreme Court of The United States of America on the 5th day of December, 1944.

8. Served as Presidential Elector in the year of 1933.

9. Served as Chairman of The Democratic County Committee of Murray County, Oklahoma, for several terms.

10. Was a prominent member of the Bar of Murray County, Oklahoma, from 1921 to 1935.

11. Served two terms in the House of Representatives of The State of Oklahoma from Murray County, with honor and distinction from 1920 to 1924.

12. Served one term in the Senate of the State of Oklahoma, from Murray County, and was an able and conscientious leader from 1926 to 1930.

13. Was appointed by Honorable Wm. H. Murray, Governor, as a special Justice on the Supreme Court of Oklahoma in 1932.

14. Served as Assistant Attorney

General of The State of Oklahoma from 1935 to 1946, and was recognized as one of the most able trial lawyers in the State.

15. Was a candidate for the Democratic nominee for Governor of the State of Oklahoma in the years of 1930 and 1946.

16. Was a candidate for the Democratic nominee for United States Senate in the year of 1954.

Now, Therefore, Be it Resolved By the Senate of the Twenty-Seventh Session of the Oklahoma Legislature:

That the people of the State of Oklahoma are deeply appreciative of the great services of the late Honorable Jess L. Pullen, rendered by him to his community, his State and his Government, and pay just tribute to his memory; and

That copies of this Resolution be suitably prepared by the Secretary of the Senate, duly authenticated and transmitted to his widow and daughters whose names and addresses are listed below:

1. Mrs. Nora Evelyn Pullen, 117 N. E. Madison, Oklahoma City, Oklahoma.

2. Mrs. Jesselyn Zimmerman, 105 Helen St., (South Mont.) Johnstown, Pa.

3. Mrs. Betty Morgan, 530 Edgewater, Wichita, Kansas.

4. Mrs. Gloria Penico, 300 E. Main, Millville, N. J.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 506.

HCR 506 was read at length, as follows and adopted upon motion of Senator Field:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 506 — By Etling, Bond (Marshall), Bower, Camp, Dolezal, Howe, Murrow, Ogden and Tinker of the House and Field of the Senate.

A HOUSE CONCURRENT RESOLU-

TION COMMENDING AND CONGRATULATING ETHAN LABRIER OF CIMARRON COUNTY, OKLAHOMA, UPON RECEIVING THE STAR FARMER AWARD.

WHEREAS, Agriculture is among Oklahoma's greatest industries and the progress of same is of permanent importance to the economic welfare of our State; and

WHEREAS, The National Future Farmers of America in 1958 recognized four outstanding young farmers of America for outstanding achievement and community life; and

WHEREAS, Ethan Labrier of Kenton, Oklahoma was among the four receiving this recognition because of his contribution to agriculture as the Star Farmer of the Southern Region;

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

THAT, Ethan Labrier and his instructor John Coltharp of the Boise City High School be furnished an authenticated copy of this Resolution.

Engrossed **HCR 506** was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 505**.

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

COMMITTEE REPORTS

The following Resolution was reported by the Committee named, ordered printed and placed upon the Calendar:

DO PASS:

SJR 6—Social Welfare.

Senator Wilson (Greer), Chairman of

the Committee on Committees and Rules, submitted the following supplemental Committee Report which was adopted upon his motion:

Mr. President: We your Committee on Committees and Rules recommend the following changes in Standing Committee Assignments of the Senate:

That Senator Cartwright (Seminole) be placed on the Committee on Insurance and removed from the Committee on Privileges and Elections.

That Senator Carrier be placed on the Committee on Agriculture and removed from the Committee on Appropriations and Budget.

That Senator Hope be placed on the Committee on Insurance and removed from the Committee on Public Lands.

That Senator Miskovsky be placed on Judiciary Committee and removed from the Committee on Aviation.

That Senator McClendon be placed on the Committee on Education and removed from the Committee on Business and Industry.

That Senator Tipps be placed on the Committee on Roads and Highways and removed from the Committee on Aviation.

That Senator Field be placed on the Committee on Business and Industry and removed from the Committee on Oil and Gas.

That Senator Bailey be placed on the Committee on Public Health and removed from the Committee on Criminal Jurisprudence.

Respectfully submitted

WILSON (Greer) Chairman.

Upon motion of Senator Wilson (Greer), the above appointments to Committees named were declared elected as members of the said Committees.

Referring to the Senate Rules:

Senator Wilson (Greer), Chairman of the Committee on Committees and Rules, moved to amend Rule 69, by in-

serting as the first paragraph thereof the following: Each and every Senate Bill and/or Resolution, returned by the House without amendment, shall, when referred for enrollment, be referred to the Committee on Enrolled and Engrossed bills, which Committee shall cause each and every such engrossed bill and/or resolution, without re-typing, to be reported properly enrolled for fourth reading and/or final signature, by attaching or jacketing in the fore-front proper jurat for certification by the Presiding Officer, as to previous passage of the bill and/or resolution.

By unanimous consent, consideration of the Wilson (Greer) amendment was deferred for this legislative day.

Senator Wilson (Beckham) moved to amend the Senate Rules by inserting at the proper place the following:

SURVEILLANCE BY COMMITTEES OF EXECUTION OF LAWS BY AGENCIES. To assist the Legislature in appraising the administration of the laws and in developing such amendments or related legislation as it may deem necessary, each standing committee of the

Senate shall exercise continuous watchfulness of the execution by the administrative agencies concerned of any laws, the subject matter of which is within the jurisdiction of such committee; and, for that purpose, shall study all pertinent reports and data submitted to the Legislature by the agencies in the executive branch of the government.

Wilson (Beckham).

By unanimous consent, consideration of the Wilson (Beckham) amendment was deferred for this legislative day.

President Pro Tempore Garvin announced there were matters on the President's desk for the consideration of the Senate, in executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

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

Upon motion of Senator Wilson (Beckham), the Senate adjourned to meet at 11 a. m., tomorrow.

Eleventh Legislative Day

Thursday, January 22, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by its President, Lieutenant Governor George Nigh.

Roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Allen.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

FIRST READING

The following Bills were introduced and read the first time:

SB 73 — By Committee on Public Health — An Act relating to public health; defining certain terms; regulating places where food is served or prepared for sale to the public; providing for inspections and licenses and suspension and revocation of licenses, and disposition of license and inspection fees; providing for an advisory committee; fixing standards and requirements for sanitation and safety; providing for ex-

aminations for food service certificates and fees therefor; authorizing rules and regulations; fixing penalty for violation of Act; repealing conflicting laws; making exemptions from Act; providing for severability; and declaring an emergency.

SB 74 — By Committee on Public Health—An Act relating to water works and sewage works; defining terms; providing for certification of water and sewage works operators, and for issuance, renewal and reinstatement of certificates of competency, and fixing fees therefor; authorizing revocation of certificates; providing for expenditure of funds collected and fixing the purposes for which such funds may be used; requiring communities to have qualified operators and prohibiting unqualified persons from acting in responsible control of water works and sewage works; fixing penalties for violations of Act; providing for severability; and declaring an emergency.

SB 75 — By Committee on Public Health—An Act relating to alcoholics; providing for care and treatment of alcoholics in State institutions within the Department of Mental Health; providing for admission, commitment and release of alcoholics to State institutions for care and treatment; providing a procedure for admission and commitment of a mentally ill person who has been admitted to a State mental hospital as an alcoholic; fixing the effective date for said Act; and declaring an emergency.

SB 76—By Dacus, Sandlin, Baldwin, Berrong of the Senate and Huser of the

House—An Act relating to peanuts; providing for the promotion and advancement of peanut industries and markets; creating a State Peanut Commission and prescribing its powers, duties and jurisdiction; providing for taxation and refunds under certain conditions; providing for a tax lien and for the foreclosure of the same under certain conditions; providing penalties for violation; providing for the effective date of the Act; and declaring an emergency.

SECOND READING

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

- SB 64—County Government.
- SB 65—Appropriations and Budget.
- SB 66—County Government.
- SB 67—County Government.
- SB 68—County Government.
- SB 69—Criminal Jurisprudence.
- SB 70—Municipal Government.
- SB 71—Judiciary.

SB 72—Appropriations and Budget.

Senator Harris asked that Senator Grantham be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SJR 6, by Trent of the Senate, and Ham of the House, was read and considered.

Upon motion of Senator Trent, SJR 6 was advanced to engrossment and third reading.

Upon motion of Senator Trent, the rules of the Senate were suspended, and SJR 6 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 6 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Boecher, Cartwright (Bryan), Collins, Cowden, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Bailey, Baldwin, Berrong, Cartwright (Seminole), Dacus, Easterly.—6.

Excused: Allen, Grantham.—2.

Not Voting: Breeden, Carrier, Cobb, Field, Hall, Morford.—6.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows.

Aye: Boecher, Cartwright (Bryan), Collins, Cowden, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Bailey, Baldwin, Berrong, Cartwright (Seminole), Dacus, Easterly.—6.

Excused: Allen, Grantham.—2.

Not Voting: Breeden, Carrier, Cobb, Field, Hall, Morford.—6.

The emergency was declared passed.

SJR 6 was referred for engrossment.

GENERAL ORDER

HB 508, by Shipley, et al of the House, and Hamilton, Fine, McClendon, Walker, Dacus and Field of the Senate, was read and considered.

Senators Sandlin, Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Hall, Hope, Kerr, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent and Wilson (Greer) asked to be made co-authors of HB 508, which was the order.

Upon motion of Senator Hamilton, **HB 508**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Hamilton, the rules of the Senate were suspended, and **HB 508**, as co-authored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 508 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused—Allen, Grantham.—2.

Not Voting: Breeden, Carrier, Cobb, Field, Herndon, Morford.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Allen, Grantham.—2.

Not Voting: Breeden, Carrier, Cobb, Field, Herndon, Morford.—6.

The emergency was declared passed.

HB 508, as co-authored, was properly signed and ordered returned to Honorable House.

Referring further to the **SENATE RULES**:

Senator Wilson (Beckham) asked unanimous consent, which was granted, to withdraw his amendment to the Senate Rules, submitted on the last legislative day.

Senator Wilson (Greer), Chairman of the Committee on Committees and Rules, moved the adoption of his amendment to **RULE 69**, submitted on the last legislative day, which motion was declared adopted.

Senator Wilson (Greer) moved that the temporary Rules of the 27th session, as amended, be declared the permanent Rules of the Senate, which motion was declared adopted, the Rules as amended being as follows:

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 PRIVILEGES— POWERS

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 I-3; I-4; Jefferson's Manual, Sec. LX.)

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

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.

RULE 4. The Committee on Senate and Legislative Affairs shall be and constitute the Committee on Legislative and Procedural Policy in the Senate with authority to require reports from Senate Committees and make reports and recommendations to the Senate. It shall also be and constitute the Calendar Committee of the Senate; and it shall be its duty to supervise and arrange the daily calendar, or the order of consideration of legislation, 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 nor 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:

1st: The President Pro Tempore of the Senate.

2nd: The Floor Leader.

3rd: The Assistant Floor Leader.

4th: The Chairman of the Committee on Appropriations.

5th: The Chairman of the Committee on Revenue and Taxation.

6th: 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 lot.

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, 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 order in which they were severally assigned, and that order shall be changed only by order of the Senate. All motions to change such order, or to proceed to the consideration of other business, shall be decided without debate.

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

OBJECTION TO READING A PAPER

RULE 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. 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. 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) When a question is under debate, no motion shall be in order except:

- (1) To fix time to which to adjourn
- (2) To adjourn
- (3) To lay on the table
- (4) To order previous question put
- (5) Suspend the Rules
- (6) To go into Executive Session
- (7) To postpone to a day certain
- (8) To commit to a Standing Committee
- (9) To commit to a Select Committee
- (10) To commit to the Committee of the Whole
- (11) To amend
- (12) To postpone indefinitely
- (13) To take a recess.

Motions above have precedence in order named, and the first seven (7) 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. When any Senator shall be called to order he shall sit down and shall not proceed except in order.

(U. S. Senate, XIV-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 Sena-

tor, 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 the debate.

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, or a motion to table, shall not be had on the same day, except by unanimous consent. In the event the motion to reconsider is not called up for consideration within three (3) legislative days such motion shall be considered as having failed of adoption. Provided, however, in the case of reconsideration of the adoption or rejection of an amendment to, or a section of, a bill under consideration, the motion may be disposed of at any time before advancement of such measure to engrossment and third reading. Provided, that any motion to reconsider if made during the last six (6) 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 to reconsider is decided, that decision shall not be reconsidered; and no ques-

tion shall twice be 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 a majority vote and may be laid on the table without affecting the question in reference to which the same is made, which shall be a final disposition of the motion; provided, that a motion to reconsider the final vote upon a bill or joint resolution passed shall be decided by a majority of the total membership elected to and constituting the Senate. If the Senate refuses to reconsider or if upon reconsideration shall affirm the first decision, no further consideration shall be in order, except by unanimous consent.

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

(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 (3) different days; and the Presiding Officer shall give notice at each reading; whether it be the first, second or third; provided, that the first and second readings 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; unless otherwise ordered by the Senate.

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-3; Jefferson's Manual, Sec. XXV.)

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

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

THIRD READING

RULE 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 RECOMMIT

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 instructions, 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. XVI, XXX.)

BILLS REFERRED

RULE 17. All bills referred shall go to their appropriate committees and shall be reported back to the Senate within ten (10) 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. A Committee shall submit an original and five (5) copies of its Report.

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 adopted and by order of the Senate. Senate Resolutions, if adopted, 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.

(U. S. Senate, XIV-5; Jefferson's Manual, Sec. XXV.)

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

(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.

(U. S. Senate, XVII.)

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 re-

jection of a motion to strike out prevent a motion to strike out and insert. But pending a motion to strike out and insert, the part to be stricken out and the part to be inserted shall each be regarded for the purpose of amendment as a question; and motions to amend the part to be stricken out shall have precedence.

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

MANNER OF DIVIDING THE HOUSE

RULE 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.

APPOINTMENT OF COMMITTEES

RULE 24. The Presiding Officer shall appoint all temporary and special committees except those otherwise filled by the Senate.

MOTIONS

RULE 25. (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 26. When a question is pending, no motion shall be received except:

- (a) To adjourn

- (b) To adjourn to a day certain or that when the Senate adjourns 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.

Which several motions shall have precedence as they stand arranged; and the motions relating to adjournment, to take a recess, to proceed to the consideration of executive business, to lay on the table, shall be decided without debate.

CHAIRMAN OF COMMITTEES

RULE 27. 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 28. No committee shall sit during a session of the Senate without leave, except the Committee on Enrolled and Engrossed Bills and the Committee on Rules and Committees, 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 29. (a) 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. An original and five (5) copies of a Conference Committee Report shall be submitted and shall be accompanied by 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.

(b) Every bill or resolution amended by Conference Committee Report shall be reprinted 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 reprinted shall be laid upon the desk of each Senator.

COMMITTEE OF THE WHOLE

RULE 30. 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 31. All bills and resolutions may be considered in the Committee of the Whole.

RULES IN COMMITTEE OF THE WHOLE

RULE 32. 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 (10) 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 33. 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 34. (a) No person except members of the Senate and its officers and employees, the Governor 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.

(d) No person except a member of the Senate shall occupy the Chair of any Senator at any time.

DECORUM OF MEMBERS

RULE 35. 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 36. 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 37. The President shall rise to put a question, but may state it sitting. All questions shall be put in this form, to-wit: "As many as are in favor (as the question may be) say 'Aye'; as many as are opposed say 'No'; except when the yeas and nays are ordered, then the question shall be put thus; "As many as are in favor (as the question may be) will answer 'Aye' as your names are called; as many as are opposed will answer 'No'." When a motion or amendment is to strike out a part of the pending measure the question shall

be directly upon the motion or amendment and shall be put: "Shall the motion (to strike out) prevail?"

PREVIOUS QUESTION

RULE 38 (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 (10) minutes. 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 (30) minutes on either side in which to debate the question.

QUESTIONS OF ORDER

RULE 39. A question of Order may be raised at any stage of the proceedings, except when the Senate is dividing, and unless submitted to the Senate, shall be decided by the Presiding Officer, without debate, subject to an appeal to the Senate. When an appeal is taken, any subsequent question of order which may arise before the decision of such appeal,

shall be decided by the Presiding Officer without debate; and any appeal may be laid on the table without prejudice to the pending proposition and thereupon shall be held as affirming the decision of the Presiding Officer.

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

QUESTION OF PRIVILEGE

RULE 40. Question of privilege shall be: 1st, affecting the right of the Senate collectively, its safety, dignity, and the integrity of its proceedings; 2nd, 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 41. 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 42. On filling of blanks, the question shall first be taken on the largest sum, greatest number and most distant day.

AMENDMENT TO RULES

RULE 43 (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, except the Rule on Reconsideration of Bills and Resolutions on Third Reading, which can only be suspended by unanimous consent.

DEBATE ON FINAL PASSAGE OF A BILL

RULE 44. 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 45. All rules laid down in Jefferson's Manual, as construed and practiced by the United States Senate, are hereby declared to be the governing rules of the Senate, except wherein they conflict with the rules herein adopted.

ADJOURNMENT

RULE 46 (a) A motion to adjourn shall always be in order except when the motion shall have been the last 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 47. (a) None but working and accredited representatives of newspapers and magazines bearing permits signed by the President of the Senate and the Chairman of the Capitol Press Association shall be permitted to the press table.

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

OFFICERS OF THE SENATE

RULE 48. The officers of the Senate shall be:

The President.
The President Pro Tempore.
The Floor Leader.
The Assistant Floor Leader.
The Secretary.
The Journal Clerk.
The Calendar Clerk.
The Reading Clerk.
The Chief Engrossing and Enrolling Clerk.
The Sergeant-at-Arms.
The 1st Assistant Sergeant-at-Arms
The Chaplain.

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

ENDORISING PAPERS

RULE 49. 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 50. 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 12 members.
- (2) Appropriations and Budget, consisting of 22 members.
- (3) Aviation, consisting of 3 members.

- (4) Banks and Banking, consisting of 5 members.
- (5) Business and Industry, consisting of 7 members.
- (6) Criminal Jurisprudence, consisting of 4 members.
- (7) Constitutional Amendments, Initiative and Referendum and Code Revision, consisting of 11 members.
- (8) Congressional and Legislative Redistricting, consisting of 5 members.
- (9) County Government, consisting of 8 members.
- (10) Economic and Industrial Development, consisting of 5 members.
- (11) Education, consisting of 13 members.
- (12) Employment and Printing, consisting of 3 members.
- (13) Engrossed and Enrolled Bills, consisting of 3 members.
- (14) Game and Fish, consisting of 5 members.
- (15) Insurance, consisting of 13 members.
- (16) Judiciary, consisting of 9 members.
- (17) Labor Relations, consisting of 5 members.
- (18) Military and Veterans Affairs, consisting of 5 members.
- (19) Municipal Government, consisting of 5 members.
- (20) Oil and Gas, consisting of 9 members.
- (21) Parks and Recreation, consisting of 5 members.
- (22) Penal Institutions, consisting of 6 members.
- (23) Planning and Resources, consisting of 6 members.
- (24) Privileges and Elections, consisting of 4 members.
- (25) Public Health, consisting of 7 members.

(26) Public Lands, consisting of 4 members.

(27) Public Safety, consisting of 6 members.

(28) Public Service Corporations, consisting of 5 members.

(29) Revenue and Taxation, consisting of 15 members.

(30) Roads and Highways, consisting of 26 members.

(31) Social Welfare, consisting of 8 members.

(32) State and Federal Government, consisting of 8 members.

(SPECIAL RULES)

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

2. The Committee on County Government shall handle all such subjects pertaining to County Government.

3. The Committee on Municipal Government shall handle all such subjects pertaining to Municipalities.

4. The Committee on State and Federal Government shall handle all such subjects pertaining to State and Federal Government, including The Grand River Dam Authority, The Turnpike Authority, and all other special subdivisions of State Government.

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

6. The Committee on Judiciary shall handle such other subjects as private corporations 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 7 standing Committees.

9. Every original bill or resolution

introduced in the Senate shall be accompanied by 10 copies.

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 51. (a) One original and 10 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 hereabove provided, the reading clerk shall take from such basket all

bills contained there and publicly read the titles thereof, numbering the bills consecutively in the order read. The authorship of any bill taken from the basket and thus introduced may be questioned by any Senator at the time of its introduction, and, unless the Senator or Senators appearing thereon as authors shall publicly acknowledge the authorship thereof, such bill shall be returned to the basket and not introduced.

**EXECUTIVE BUSINESS
PROCEEDINGS ON NOMINATIONS**

RULE 52. 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 BY GOVERNOR**

RULE 53. 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 54. 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 55. 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 56. 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 and the remuneration or compensation he is to receive. 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.

No one registered as an agent or lobbyist may be on the floor of the Senate during the time it is in session. No person, other than a state officer or legislator, shall discuss any measure with any Senator on the floor of the Senate during the time the Senate is in session. Any person who violates

this Rule or any person who shall gain admission to the floor of the Senate by false representation shall be forthwith ejected from the Senate Chamber and thereafter denied admission. No legislative employee shall lobby for or against any measure pending in the Senate and any such employee violating this Rule shall be forthwith discharged.

ATTENDANCE OF COMMITTEE MEETINGS

RULE 57. 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 direction. 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 PRESIDENT PRO TEMPORE AND COMMITTEE ON SENATE AND LEGISLATIVE AFFAIRS

RULE 59. It shall be the duty of the President Pro Tempore to purchase all supplies for the use of the Senate and to have general supervision of the care, maintenance and sanitation of the Senate Chamber and Committee Rooms; and it shall be the duty of the commit-

tee on Senate and Legislative Affairs 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 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 person shall visit or remain by the Secretary's table while the yeas and nays are being taken, except the officers and designated employees in the official discharge of their duties.

**DUTIES OF THE PRESIDENT
PRO TEMPORE**

RULE 63. 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 64. 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 65. 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 66. 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 67. (a) All appropriation bills originating in the Senate and revenue bills shall take precedence over all other bills and resolutions on Senate days, and all appropriations and revenue bills originating in the House shall take precedence over the House bills and resolutions on House days.

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

(c) All bills carrying appropriations which are referred for consideration to any committee other than the Committee on Appropriations shall, immediately upon a favorable report by the committee to which referred or upon the rejection by the Senate of an unfavorable report by such committee thereon, be referred to the Committee on Appropriations for consideration by the Committee on Appropriations of the appropriation 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 68. A bill, when advanced to engrossment and third reading together with the amendments thereto, shall be delivered to the Chief of the Engrossing and Enrolling 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 and Enrolled Bills. The Committee on Engrossed and Enrolled 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 safekeeping.

The Committee on Engrossed and Enrolled Bills is authorized to correct misspelled words, "doublets" or repeated words when engrossing bills or resolutions.

FINAL ENROLLMENT OF THE BILL

RULE 69. Each and every Senate Bill and/or Resolution, returned by the House without amendment, shall, when referred for enrollment, be referred to the Committee on Enrolled and Engrossed Bills, which Committee shall cause each and every such engrossed bill and/or resolution, without re-typing, to be reported properly enrolled for fourth reading and/or final signature, by attaching or jacketing in the fore-front proper jurat for certification by the Presiding Officer, as to previous passage of the bill and/or resolution.

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 Engrossing and Enrolling Department for enrollment. The Chief of said Department shall enroll said bill and return with the engrossed bill to the Committee on Engrossed and Enrolled bills, to be compared by said Committee, one with the other, and thereafter returned to the Senate, the enrolled bill for fourth reading and the original bill for deposit with the Secretary of the Senate.

* * *

JOINT RULES

of the Senate and House of Representatives, Twenty-seventh 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 session 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 Messenger.

REVENUE BILLS ORIGINATE IN THE HOUSE

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

CONTENTS OF BILLS

RULE 5. Every act of the Legislature shall embrace but one subject,

which shall be clearly expressed in its title, except general appropriation bills, general revenue bills, and bills adopting a code, digest or revision of statutes; and no law shall be 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.

(Article V, Section 57, Constitution)

ENGROSSMENT OF BILLS

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

NOTICE OF REJECTION

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

ENROLLMENT OF BILLS

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

MANNER OF ENROLLMENT

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

EXAMINATION OF ENROLLED BILLS

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

SIGNING OF BILLS

RULE 11. The presiding officer of each House shall, in the presence of the House over which he presides, sign all bills and joint resolutions passed by the Legislature immediately after the same shall have been publicly read at length, and the fact of the reading and signing shall be entered upon the Journal, but the reading at length may be dispensed with by a two-thirds vote of the quorum present, which vote, by yeas and nays, shall also be entered upon the Journal.

(Article V, Section 35, Constitution)

TRANSMITTING BILLS TO GOVERNOR

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

BILLS PASSED BY OTHER HOUSE

RULE 13. Tuesday, Thursday and Saturday in each week are hereby set apart for the special and exclusive consideration of bills and resolutions which may have been passed by the other

House, and the consideration of such bills and resolutions shall take precedence over all other business of these days immediately after the expiration of one hour after the House shall be called to order by the Presiding Officer; provided, that the reading of the Journal shall be completed in any event.

PRINTED BILLS

RULE 14. When any report, bill or resolution shall be ordered printed by either House, without stating the number, two hundred 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 the 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. No conference committee shall proceed with its business until such time as a quorum is present and any member of said committee may request a roll call at any time to determine the presence of a quorum.

The roll call shall be from the printed Journal of the respective Houses, or from an official list furnished by the Presiding Officer of the respective Houses.

JOINT COMMITTEE ON ENROLLED BILLS

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

ANNOUNCEMENT OF MESSAGES

RULE 17. When the Secretary of the Senate or the Clerk of the House or either of the assistants shall wait upon the other House, notice thereof shall be given to the President or Speaker by the

Sergeant-at-Arms, who shall declare the same, and a copy of the message be laid on the table of the Clerk or Secretary.

Messages between the Houses are to be sent only while the receiving House is sitting.

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.

CONCURRENCE REQUIREMENTS

RULE 21. The addition of names, as co-authors, to any Bill or Resolution by either House, shall not require the concurrence of the other; provided however if said name offered as co-author shall represent a member of the other House then in that event it shall require concurrence.

Senator Payne moved that when the desk is cleared the Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 507—By Meacham, Ogden and Nance, of the House and Wilson (Beckham), of the Senate—A Resolution in tribute to the memory of H. F. (Frank) Carmichael, late member of the House of Representatives and respected citizen of the State of Oklahoma; extending sympathy to members of the bereaved family.

President Pro Tempore Garvin ordered **HCR 507** placed on Calendar under **PENDING SENATE ACTION**.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 528—By Briscoe of the House and McSpadden of the Senate—An Act pertaining to county planning and zoning commissioners; amending Section 2, Chapter 19Aa, Title 19, Page 164, Oklahoma Session Laws, 1955; providing for counties of a certain size not to be subject to the terms of the Act; and declaring an emergency.

HJR 506—By Ham, Mitchell, Nichols, Traw, Daugherty, Belvin, Karnes, Odom (McIntosh), Willis (Jackson) and Hargrave of the House and Trent of the

Senate—A Joint Resolution authorizing the Oklahoma Public Welfare Commission to transfer to the Oklahoma Emergency and General Assistance account, funds, as needed, from the surplus existing in the funds appropriated for the permanently and totally disabled account of public assistance, for the remainder of the fiscal year, ending June 30, 1959; and declaring an emergency.

The above numbered **HB** and **HR** were read for the first time.

FIRST READING

The following Bills were introduced and read the first time:

SB 77—By Hall of the Senate and Larson of the House—An Act relating to purchase of equipment by the Department of Public Safety and payment of traveling expenses of assistants and other employees of the Department of Public Safety; amending 47 O. S. 1951, § 369, providing that the purchase price of any vehicle purchased for the use of said department shall not exceed the sum of Three Thousand Dollars (\$3,000.00).

SB 78—By Hall of the Senate and Lollar of the House—An Act pertaining to divorce; providing that a district court may set aside a divorce decree in or out of term under certain conditions; and declaring an emergency.

SB 79—By Shoemake, Kerr, Sandlin, Fine, Mahan, Pazoureck, Collins, Hope, Harris, Bailey, Land and Pitcher—An Act relating to judges; prescribing additional non-germane duties for all district judges of this State by requiring them to analyze divorces and juvenile delinquency and submit reports and recommendations to the Legislature; providing for compensation for such duties; providing for severability; and declaring an emergency.

LOBBY PERMITS

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Roy Tant states that he resides at 2628 Huntleigh Drive, Oklahoma City, Oklahoma; that he is 40 years of age; that he is legislative representative for Oklahoma Automobile Dealers Association; that he is paid the sum of \$----, per---- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 19th day of January, 1959.

Roy Tant.

Judson Bryan states that he resides at 116 East Sixth Street, Stillwater, Oklahoma; that he is 44 years of age; that he is legislative representative for Oklahoma Automobile Dealers Association; that he is paid the sum of \$----, per----, for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable State Senate 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.

DATED this 19th day of January, 1959.

Judson Bryan.

The desk being cleared, President Pro Tempore Garvin declared the Senate adjourned to meet as provided under the Rules—1:30 p. m. on Monday, January 26, 1959.

Twelfth Legislative Day
Monday, January 26, 1959

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

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—44.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend Loren F. Messenger, pastor of the First Baptist Church of Idabel.

The Journal for the last legislative day was declared approved.

Senator Pazoureck announced the presence of Honorable Jim Rinehart, former member of the Senate, and upon request of Senator Grantham he addressed the Senate briefly.

COMMUNICATION

The following Communication from Margaret Harrison, daughter of Luther Harrison, deceased, former member of the Senate, was ordered read and incorporated in the Journal, upon request of President Pro Tempore Garvin:

January 24, 1959

Senator Harold Garvin
President Pro Tempore
Oklahoma State Senate
Dear Senator Garvin:

My mother, Mrs. Luther Harrison, and I want to express to the members of the Senate our appreciation for the lovely white chrysanthemums they sent to Daddy's funeral.

His membership in the Senate was an experience he valued highly and the many friends he had among the members over many sessions were very dear to him.

It was most kind of the Senate to remember him and we are deeply grateful.

Sincerely

S/ Margaret Harrison.

LOBBY PERMITS

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Alvin C. Turner states that he resides at 1431 Eisenhower Street, Norman, Oklahoma; that he is 44 years of age; that he is legislative representative for Southwestern Bell Telephone Company; that he is paid the sum of \$----- per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 22nd day of January, 1959.

Alvin C. Turner

Don Welch, Jr., states that he resides at Box 231, Madill, Oklahoma; that he is 36 years of age; that he is legislative representative for Oklahoma Railways Committee; that he is paid an annual salary as attorney, but receives no extra compensation for services as a lobbyist; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 21st day of January, 1959.

Don Welch, Jr.

RESOLUTIONS

SR 15 was introduced, read at length as follows, adopted upon motion of Senator Kerr, and referred for enrollment:

SR 15—By Kerr.

A RESOLUTION PAYING RESPECT TO TROOPER JOHN BARTER, FORMER MEMBER OF THE OKLAHOMA HIGHWAY PATROL; AND EXTENDING THE SYMPATHY OF THE MEMBERS OF THE SENATE OF THE TWENTY - SEVENTH LEGISLATIVE SESSION TO THE BEREAVED FAMILY.

WHEREAS, Trooper John Barter, gave his life while acting in the line of duty in behalf of the people of the State of Oklahoma; and

WHEREAS, Trooper John Barter was a young man of great ability as a peace officer and had worked diligently day and night to keep our highways open for travel by peaceable law-abiding citizens; and

WHEREAS, he was in love with his family and all mankind, and that the State of Oklahoma, is and shall always be indebted to him for his character, his ability and his great desire to perform services for the people of the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA; that the members of the Senate now assembled cause a copy of this Resolution to be spread upon the Journal of the Senate, and a copy of this Resolution be mailed to his wife and their three sons, 810½ South Main, Altus, Oklahoma, in testimony of the sentiment of the Legislature of the State of Oklahoma, as hereinabove expressed.

SR 16 was introduced by Senators Garvin and Field and read at length, following which Senators Baldwin, Dacus, Grantham, Bailey, Land, Cowden, Herndon, Collins, McClendon, Miskovsky, Kerr, Trent, Wilson (Greer), Ritzhaupt, McSpadden, Walker, Allen, Stipe, McColgin, Carrier, Cobb, Breden, Tipps, Cartwright (Bryan), Fine, Shoemake Wilson (Beckham), Payne and Easterly asked unanimous consent to be made co-authors, which was the order.

SR 16, as co-authored, was read at length as follows, adopted upon motion of Senator Field, and referred for enrollment:

SENATE RESOLUTION NO. 16—By Garvin, Field, Allen, Bailey, Baldwin, Breden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Grantham, Herndon, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham) and Wilson (Greer).

A RESOLUTION COMMENDING MR. J. K. HENRY FOR HIS YEARS OF OUTSTANDING PUBLIC SERVICE; EXPRESSING THE AP-

PRECIATION OF THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE FOR HIS INDISPENSABLE CONTRIBUTIONS TO THE SUCCESSFUL CONDUCT OF MANY STATE ELECTIONS; AND EXPRESSING ITS BEST WISHES FOR HIS SPEEDY RECOVERY FROM HIS PRESENT ILLNESS.

WHEREAS, the Honorable J. K. Henry, son of a pioneer Oklahoma family, has served the State of Oklahoma since 1927, and has filled the office of Assistant Secretary of the State Election Board of Oklahoma with great distinction since 1931; and

WHEREAS; his unsurpassed knowledge of the elective processes of the State Government of Oklahoma, broad in scope and intimate in detail, has played an indispensable part in helping this state achieve the high level it has enjoyed in the conduct of that most vital of the governmental processes of any free society, the election of public officials; and

WHEREAS, his integrity, sound judgment, and industry have earned him the highest respect and repute in the eyes of his fellow public servants, both elective and appointive, and have made him a state official of true value to his fellow citizens; and

WHEREAS, his personal qualities of gentleness and consideration have in like degree earned the sincere affection of all those with whom he became acquainted in the discharge of his duties.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the Senate of the Twenty-seventh Legislature of the State of Oklahoma does officially commend J. K. Henry for his professional contributions to the government of his state, and for those personal qualities which have always made association with him a pleasure and a privilege.

SECTION 2. That we do deplore his present indisposition and wish for him the speediest possible recovery.

SECTION 3. That this Resolution be spread upon the permanent Journal of the Senate, and that an authenticated copy thereof be sent to J. K. Henry so that these sentiments of esteem and appreciation may be known to him.

SR 17 was introduced by Senator Herndon, read at length and adopted upon his motion.

Senator Ritzhaupt asked unanimous consent to reconsider the vote by which SR 17 was adopted, which was the order.

Senator Ritzhaupt moved to amend SR 17, line 28, page 1, by including the doctors of medicine and osteopathy and hospitals of the state who have unselfishly contributed to the medical program, which amendment was declared adopted.

Senator Grantham moved to amend SR 17 by adding to those names commended the names of Senator Robert S. Kerr and Senator Mike Monroney and the entire Congressional Delegation from Oklahoma for their tireless efforts in securing the enacting of legislation in Congress which made possible the increasing of payments under the welfare program of the State of Oklahoma, which amendment was declared adopted.

SR 17, as amended, was read at length as follows, adopted upon motion of Senator Herndon and referred for enrollment:

SENATE RESOLUTION NO. 17—By Herndon, Tipps and McSpadden of the Senate.

A SENATE RESOLUTION COMMENDING GOVERNOR J. HOWARD EDMONDSON, SENATOR ROBERT A. TRENT, REPRESENTATIVE GLENHAM, LLOYD RADER AND OTHERS FOR WORKING OUT A PROGRAM WHICH RESULTED IN AN INCREASE FOR THE AGED CITIZENS

AND OTHER WELFARE CLIENTS OF OKLAHOMA.

WHEREAS, the aged citizens and other welfare recipients of Oklahoma will soon receive an increase in their grants; and

WHEREAS, this increase has resulted from the tireless efforts of certain elected and appointed officials; and

WHEREAS, the State Senate desires to commend these officials;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

THAT Governor J. Howard Edmondson, Senator Bob A. Trent, Chairman of the Senate Social Welfare Committee, Representative Glen Ham, Chairman of the House of Representatives Social Welfare Committee, and Lloyd Rader, Director of the Department of Public Welfare, be commended for their efforts in working out a program which resulted in a Four Dollar (\$4.00) increase per month for the aged citizens and other welfare recipients of Oklahoma;

THAT Senator Trent be commended also for his efforts in the several trips he has made to Washington, D. C., in promoting national legislation which resulted in both the recent \$4.00 grant and the very popular hospitalization program for the aged citizens and other welfare recipients;

THAT Senator Trent be commended also as author of Senate Resolution No. 31 of the 1957 Session which set up the hospitalization program for the aged citizens of our state and other welfare recipients—the best hospitalization program in the United States;

THAT the Doctors of Medicine and Osteopathy, and Hospitals of the state who have unselfishly contributed to the medical program be commended; and

BE IT FURTHER RESOLVED that

United States Senator Robert S. Kerr and United States Senator Mike Monroney and the entire Congressional Delegation from Oklahoma be commended for their tireless efforts in securing the enacting of legislation in Congress which made possible the increasing of payments under the Welfare Program of the State of Oklahoma.

FIRST READING

The following Bills were introduced and read the first time:

SB 80—By King and Sandlin—An Act relating to taxation of gasoline; amending House Bill No. 551, Chapter 18F, Title 68, Session Laws of 1955, Page 388, (Section 734, Title 68, O. S. Supp. 1957) relating to and levying an additional excise tax of one cent (1c) per gallon on gasoline imported into this State in the fuel supply tanks of motor vehicles being used on Oklahoma Highways for public or private commercial transportation or for hire or compensation; levying said tax in consideration of the use of the highways of this state; providing that county road mileage as last certified by the State Highway Department shall be used in determining the amount to be distributed to each county; and declaring an emergency.

SB 81—By King and Sandlin—An Act relating to taxation of special fuels; amending Section 6 of House Bill No. 741, Chapter 18, Title 68, Session Laws of 1953, Page 331. (Section 727.6, Title 68, O. S. Supp. 1957) relating to the distribution and use of proceeds of the additional excise tax of one (1c) cent per gallon on the use of all special fuel delivered into the supply tanks of motor vehicles in this state for use on public highways; and all special fuel actually used which is imported into Oklahoma in the fuel tanks of motor vehicles using the highways of this State for commercial purposes in consideration for such highway use; providing that county road mileage as last certified by the State

Highway Department shall be used in determining the amount to be distributed to each county; and declaring an emergency.

SB 82—By Sandlin and King—An Act relating to highways; directing the State Highway Commission to certify the county road mileage of each county and of the State at certain times; and declaring an emergency.

SB 83—By Hope and Bailey of the Senate and Ruby and Davis of the House—An Act making appropriations to the State Bureau of Investigation; authorizing the director, with the approval of the governor, to create positions, make the appointments and fix the salaries of necessary personnel; authorizing the director to create positions and fix salaries in arson division; making the appropriations fiscal; repealing all Acts in conflict herewith; and declaring an emergency.

SB 84—By Hope and Bailey of the Senate and Ruby and Davis of the House—An Act making appropriations to the State Board of Vocational Education for the operation of the Department of Vocational Rehabilitation stating the purpose; requiring all funds to be disbursed through the State Budget Office; making the appropriations fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 85—By Allen of the Senate and Davis, Lance and Clark of the House—An Act making an appropriation to the Oklahoma State Regents for Higher Education; stating the purpose; making the provisions of this Act severable; making 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:

SB 73—Public Health.

SB 74—Public Health.

SB 75—Public Health.

SB 76—Agriculture.

SB 77—State and Federal Government.

SB 78—Judiciary.

SB 79—Judiciary.

HB 528—County Government.

HJR 506—Senator Wilson (Beckham) asked unanimous consent that **HJR 506** be ordered placed upon the Calendar without reference to a committee, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 533—My Meacham of the House and Wilson (Beckham) of the Senate—An Act making it unlawful to endanger another's safety by reckless conduct in connection with pistols, revolvers and other firearms; defining such reckless conduct; fixing penalty for violation; and declaring an emergency.

HB 568—By Judiciary Committee—An Act amending Section 424, Title 21, Oklahoma Statutes 1951; relating to conspiracy against the State of Oklahoma providing for punishment.

HB 570—By Judiciary Committee—An Act relating to the preservation of private business records and providing for the conditions under which the same may be destroyed, and to make uniform the law with reference thereto.

HB 574—By Judiciary Committee—An Act pertaining to criminal prosecution; providing for jury not to have information concerning previous prosecutions until after guilt of present offense has been determined; providing for advising jurors of previous offense after guilt of present offense has been determined; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 506**.

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

COMMITTEE REPORTS

The following Bill was reported by the Committee named, ordered printed and placed upon the Calendar:

DO PASS:

SB 36—Judiciary.

PENDING SENATE ACTION

HCR 507 was considered and by unanimous consent, upon request of Senator Wilson (Beckham), all members were made co-authors.

HCR 507, as co-authored, was read at length as follows, and adopted upon motion of Senator Wilson (Beckham):

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 507 — By Meacham, Ogden, Nance, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahay, Metcalf, Mitchell, Moad, Mountford, Murrow, Nichols, Odom (McIntosh), Odom (Wagoner), Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Mur-

ray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), and Wolf of the House and Wilson (Beckham), Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipns. Trent, Walker, and Wilson (Greer) of the Senate.

A RESOLUTION IN TRIBUTE TO THE MEMORY OF H. P. (Frank) CARMICHAEL, LATE MEMBER OF THE HOUSE OF REPRESENTATIVES AND RESPECTED CITIZEN OF THE STATE OF OKLAHOMA; EXTENDING SYMPATHY TO MEMBERS OF THE BEREAVED FAMILY.

WHEREAS, On October 11, 1957, the Eternal Lord called from the field of mortal activity the Honorable H. F. (Frank) Carmichael, esteemed and valued member of the House of Representatives from Beckham County; and

WHEREAS, In his death there is lost a devoted public servant and beloved colleague whose uprightness and integrity were reflected in the nine terms that he served in the Legislature and by his great contributions to the laws of this State; and

WHEREAS, Frank Carmichael always had an unflagging interest and singular dedication in the improvement of the roads and highways of this State and played an active part in the location of three major State and Federal highways that converge on Sayre, Oklahoma; and

WHEREAS, He was well known for his active participation in civic and religious affairs of the City of Sayre, being a member of the Chamber of Commerce, the Rotary Club, the Odd Fellows Lodge and a lifetime worker and member of

the Baptist Church in that City; and

WHEREAS, The membership of this Legislature desires that the life and services of this outstanding Oklahoman be commemorated and that his death be marked by an expression of sympathy to his family.

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

SECTION 1. That we hereby pay tribute to the memory of the Honorable H. F. (Frank) Carmichael, late member of the House of Representatives from Beckham County and thereby recognize his many contributions to the betterment of this State and acclaim his outstanding record of public service.

SECTION 2. That we hereby extend our warmest sympathy to his widow and members of his family, directing that this Resolution be spread upon the pages of the permanent journals of this Legislature as a memorial to his Christian life and public service.

SECTION 3. That duly certified copies of this Resolution be sent to his wife, Mrs. H. F. Carmichael of Sayre, Oklahoma; his son, Mr. Glenn Carmichael, Safety Institute, Northwestern University, Evanston, Illinois; and his grandson, Mr. Richard Carmichael, Sayre, Oklahoma.

Senator Wilson (Beckham) presiding.

HCR 507, as co-authored, was properly signed and ordered returned to the Honorable House.

Senator Cartwright (Bryan) presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 1 correctly engrossed.

SRs 13 and 14 each correctly enrolled.

Engrossed SCR 1 was properly signed

and ordered transmitted to the Honorable House.

Enrolled SRs 13 and 14 were each properly signed and ordered transmitted to the Secretary of State.

President Pro Tempore Garvin presiding.

COMMITTEE REPORT

Senator Wilson (Greer), Chairman of the Committee on Committees and Rules, asked unanimous consent, which was granted, that the following supplemental report of his Committee be adopted:

That Senator Easterly be placed on the Committee on Revenue and Taxation and removed from the Committee on Public Lands.

That Senator Mahan be placed upon the Committee on Game and Fish and removed from the Committee on Municipal Government.

Senator Cartwright (Bryan) presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 6 correctly engrossed.

Engrossed SJR 6 was properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

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

SB 86—By Stipe—An Act relating to fees of justices of the peace and constables; amending Title 28 Section 53, Oklahoma Statutes of 1951 as amended by Senate Bill No. 60 of the 26th Legislature, Session Laws of 1957, Chapter 1, Page 202, to require the county Excise Board to provide appropriations for specified purposes; repealing conflicting laws; and declaring an emergency.

SB 87—By Miskovsky—An Act relating to crimes and punishments; amending 21 O. S. 1951 § 1541, as amended by Section 1, Chapter 61, Title 21, Page 95, Oklahoma Session Laws 1953, relating to wrongfully obtaining property by confidence games, false pretenses, false and bogus checks, spurious coins or instruments, or trick or design, by including the payment of rent by false and bogus checks as a crime under said section; providing for severability; and declaring an emergency.

SB 88—By Stipe and Hall—An Act relating to fees of jurors and witnesses;

fixing the amount thereof and the manner of payment of same; amending Title 28, Section 86 Oklahoma Statutes of 1951; repealing conflicting laws; and declaring an emergency.

Senator Wilson (Beckham) moved when the Clerk's desk is clear of routine matters the Senate adjourn to meet as provided under the Rules, which motion prevailed.

The Clerk's desk being clear of routine matters, the Senate was declared adjourned to meet, as provided under the Rules—1:30 p.m., tomorrow.

Thirteenth Legislative Day

Tuesday, January 27, 1959

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

Roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Baldwin, Herndon.—2.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

Senator Bailey introduced the following named Campfire Girls from Norman and asked that they be made Honorary Pages for this legislative day, which was the order: Cathy Coulter, Megan Benson, Alesha Timmons, Sheryl Freeman, Pat Bell, Cindy Cherry, Becky Williams, Inez Owings, Kay Horning, Jennifer Reynolds and Karen Olson.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Joe M. Morris states that he resides at 2121 S. Sandusky, Tulsa, Oklahoma; that he is 48 years of age; that he is legislative representative for Oklahoma

Municipal Contractors Association; that he is paid the sum of \$____, per____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 27 day of January, 1959.
Joe M. Morris.

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 13—Education.

SJR 7—Public Health — Co-authored by Harris, Morford.

DO PASS, as amended:

SB 75—Public Health.

FIRST READING

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

SB 89—By Kerr—An Act relating to adoptions; amending Section 13, Chapter 2b, Title 10, Page 24, Oklahoma Session Laws 1957, by requiring no investigation where child being adopted is already natural or adopted child of one of the petitioners; and declaring an emergency.

SJR 9—By Kerr—A Joint Resolution requiring highway patrol vehicles on active duty to be manned by at least two members of the uniform division of the Oklahoma Highway Patrol; and declaring an emergency.

SECOND READING

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

SB 80—Revenue and Taxation.

SB 81—Revenue and Taxation.

SB 82—Roads and Highways, then to County Government.

SB 83—Appropriations and Budget.

SB 84—Appropriations and Budget.

SB 85—Appropriations and Budget.

SB 86—Judiciary.

SB 87—Criminal Jurisprudence.

SB 88—Judiciary.

HB 533—Criminal Jurisprudence.

HB 568—Criminal Jurisprudence.

HB 570—Judiciary.

HB 574—Criminal Jurisprudence.

GENERAL ORDER

SB 36, by Miskovsky and Cartwright (Seminole), was read and considered.

Upon motion of Senator Miskovsky, **SB 36** was advanced to engrossment and third reading.

Upon motion of Senator Miskovsky, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walk-

er, Wilson (Beckham), Wilson (Greer).—40.

Excused: Baldwin, Herndon.—2.

Not Voting: Shoemake, Stipe.—2.

The Bill was declared passed.

On the question of passage of Emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Baldwin, Herndon.—2.

Not Voting: Shoemake, Stipe.—2.

The Emergency was declared passed.

SB 36 was referred for engrossment.

GENERAL ORDER

HJR 506, by Ham, et al of the House, and Trent of the Senate, was read and considered.

Senator Field asked to be shown excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Wilson (Beckham), **HJR 506** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **HJR 506** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 506 was read for the third time at length.

On the question of passage of Resolution the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly,

Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Cartwright (Seminole).—1.

Excused: Baldwin, Field, Herndon.—3.

Not Voting: Fine, Hope, Mahan, Miskovsky, Morford.—5.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: Cartwright (Seminole).—1.

Excused: Baldwin, Field, Herndon.—3.

Not Voting: Fine, Mahan, Miskovsky.—3.

The emergency was declared passed.

HJR 506 was properly signed and ordered returned to Honorable House.

Senator Hope asked unanimous consent, which was granted, that the record show had he been present when the roll was called on **HJR 506** he would have voted "Aye."

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

*

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

The Senate, in executive session and upon motion of Senator Shoemake, ad-

vised and consented to the confirmation of the executive nomination of **CARL BATES**, of Muskogee, Oklahoma, as Chairman of the Board of Affairs, for a term beginning upon confirmation and ending January 11, 1963.

The Senate, in executive session and upon motion of Senator Land, seconded by Senator Mahan, advised and consented to the confirmation of the executive nomination of **MIKE PEDRICK**, of Tulsa, Oklahoma, as a member of the Board of Affairs for a term beginning upon confirmation and ending January 11, 1963.

The Senate, in executive session, ordered the executive nomination of **JENKIN LLOYD JONES**, of Tulsa, as a member of the State Highway Commission for a term effective upon confirmation to the Governor, with the information that the Senate refused to advise and consent to said appointment. tion and ending February 15, 1961, re-

FIRST READING

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

SB 90—By Miskovsky, of the Senate and Romang, of the House—An Act waiving, to the extent, in the manner and under the conditions therein set forth, the state's sovereign immunity from liability for damages to persons and property caused by torts thereafter committed by the state's officers and/or employees while engaged in the performance of their official duties; authorizing actions to be filed in the manner and under the conditions therein set forth to recover such damages; creating and relating to a court of claims; authorizing the designation of a reporter therefor; providing the powers and duties of the court of claims and prescribing procedure therefor; authorizing payment of the traveling and living expenses of the members of said court and of its reporter; making the clerk of

the supreme court the clerk of the court of claims and prescribing his duties; requiring prescribed statements to be filed with the secretary of state and summons in authorized actions to be served on him; relating to the payment of witness fees; requiring the state board of public affairs to provide, furnish and equip a suitable place for the court of claims; authorizing appeals to the supreme court; providing for the payment of final judgments out of state appropriations for authorized purposes; declaring that provisions of Act shall not apply to certain designated actions; repealing conflicting laws; and declaring an emergency.

SB 91—By Tipps, of the Senate and Cartwright, of the House—An Act relating to minnows; stating the purpose of the Act is the prevention of depletion of certain natural resources; providing for commercial minnow dealer's and helper's license, prerequisites and method for obtaining such license, and rights and duties thereunder; providing for disposition of license fees; prescribing restrictions on minnow gathering equipment and number of assistants to be used by licensee; requiring permission of land-owner for fishing; exempting seining for individual bait, and by children dealing in small quantities; requiring license for minnow importers; prohibiting transportation of minnows out of this state or sale thereof; and refunding license fees previously paid by ineligible persons; prohibiting seining during spawning season; making violations of this Act a misdemeanor and providing punishment for violations; repealing Chapter 2, Title 29, Pages 204, 205 and 206 Oklahoma Session Laws 1957; providing for severability; and declaring an emergency.

SB 92—By Allen—An Act relating to the Department of Public Safety; providing for a public safety commission and a director of the department of public safety and for the tenure, compensation, and powers and duties thereof;

transferring duties and powers of the present commission of public safety and department of public safety; fixing the effective date of this Act; making the provisions of this Act severable; repealing conflicting laws.

SJR 10—By Allen, Cobb, Field, Fine, Hall, Hamilton, Harris, McSpadden and Shoemake of the Senate and Taliaferro, Briscoe, Clark, Converse, Cook, Davis, Etling, Haworth, Karnes, Lance, Lollar, Mountford, Ozmun and Spraker of the House—A Joint Resolution providing for the creation of a fund to be known as the College Land Grant Equalization Fund for the use and benefit of certain institutions in the Oklahoma state system of higher education; making appropriations; providing for allocation; providing legislative intent; making appropriations non-fiscal; and declaring emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 511—By McCarty—An Act amending 11 O. S. 1951 § 364, relating to firemen's pensions; and declaring an emergency.

HB 515—By McCarty and Skeith—An Act relating to oral prescriptions for certain narcotic drugs and compounds; repealing Chapter 10a, Title 63, Oklahoma Sessions Laws 1955 (Title 63 O. S. Supp. 1957, § 425); and declaring an emergency.

HB 517—By McCarty, Skeith and Buckler—An Act defining certain narcotic drugs and compounds as possessing no addiction liability; providing that a doctor or physician may prescribe oral prescriptions; regulating the activities of pharmacists in connection therewith; and declaring an emergency.

HB 537—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making an appropriation to the legislative council; stating the purpose; authorization of payment of

mileage to members; making the appropriation non-fiscal; making the provisions of this Act severable; and declaring an emergency.

HB 584—By Ogden, Huser, Lollar and Haworth of the House and Wilson (Beckham) and Payne of the Senate—An Act amending 37 O. S. 1951, § 1, prohibiting the manufacture, sale or furnishing of alcoholic beverages; making violation of 37 O. S. 1951, § 1, a felony, and declaring an emergency.

HB 586—By Ogden, Huser, Lollar and Haworth of the House and Wilson (Beckham) and Payne of the Senate—An Act amending 37 O. S. 1951, § 57, providing the punishment for violations of §§ 51 through 57, inclusive; making violations of §§ 51 through 57 a felony; increasing the penalty therefor; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 508**.

The above numbered Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 507**.

The above numbered Enrolled Resolution 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 25—Appropriations and Budget.

SB 27—Appropriations and Budget.

SB 29—Appropriations and Budget.

SB 30—Appropriations and Budget.

SB 31—Appropriations and Budget.

SB 32—Appropriations and Budget.

SB 34—Appropriations and Budget.

SB 42—Appropriations and Budget.

SB 48—Appropriations and Budget.

SB 50—Appropriations and Budget.

SB 51—Appropriations and Budget.

SB 52—Appropriations and Budget.

SB 62—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 15, 16 and 17 each correctly enrolled.

Enrolled **SRs 15, 16 and 17** were each properly signed and ordered transmitted to the Secretary of State.

Upon motion of Senator Wilson (Beckham), the Senate adjourned to meet as provided under the Rules—1:30 p. m., tomorrow.

Fourteenth Legislative Day

Wednesday, January 28, 1959

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

Roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Allen, Collins.—2.

President Nigh presiding.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Walter B. Jessee states that he resides at 1012 Baltimore, Durant, Oklahoma; that he is 72 years of age; that he is legislative representative for Oklahoma Association of Soil & Water Conservation Districts; 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 the Honorable Oklahoma State Senate 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.

DATED this 28th day of January, 1959.

Walter B. Jessee

FIRST READING

The following Bills were introduced and read the first time:

SB 93—By Grantham of the Senate and Green, Howe and Craig of the House—An Act authorizing boards of county commissioners in certain counties to request and requiring the county excise boards thereof to approve an appropriation in the county budget to be used by the County Health Department for a child guidance program; and declaring an emergency.

SB 94—By Wilson (Greer) and Hope of the Senate and Ruby of the House—An Act amending Sec. 3, House Bill 514, of 26th Oklahoma Legislature; re-appropriating funds and stating purpose; making the appropriation non-fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 95—By Berrong—An Act amending Section 1, Chapter 10, Title 26, Page 186, Oklahoma Session Laws 1957; authorizing absentee voting in an authorized special election to fill a vacancy in the office of a member of the Oklahoma Legislature; and declaring an emergency.

SB 96—By Shoemake—An Act pertaining to disabled ex-service persons; amending 72 O. S. 1951 §§ 1 and 6 the

"Hawking and Peddling License Law"; by requiring the affidavit prescribed therein to include a statement of need for such license, by requiring such license to be kept of record in certain public offices, by limiting the duration of such licenses to sixty days, by nullifying all existent licenses sixty days after this Act becomes effective, and by making a violation a misdemeanor and providing a penalty therefor; providing for severability; and declaring an emergency.

President Pro Tempore Garvin presiding.

SECOND READING

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

SB 89—Judiciary.

SB 90—Judiciary.

SB 91—Judiciary.

SB 92—Public Safety.

SJR 9—Public Safety.

SJR 10—Education then to Appropriations and Budget.

HB 511—Insurance.

HB 515—Public Health.

HB 517—Public Health.

HB 537—Appropriations and Budget.

HB 584—Criminal Jurisprudence.

HB 586—Criminal Jurisprudence.

GENERAL ORDER

SJR 7, by Berrong, Dacus, Wilson (Greer), Kerr, Hope, Baldwin, McColgin, Ritzhaupt, Herndon of the Senate, and Richardson, et al of the House, was read and considered.

Upon motion of Senator Berrong, **SJR 7** was advanced to engrossment and third reading.

Upon motion of Senator Berrong, the rules of the Senate were suspended, and **SJR 7** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 7 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Allen, Collins.—2.

Not Voting: Payne, Pitcher.—2.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Allen, Collins.—2.

Not Voting: Payne, Pitcher.—2.

The emergency was declared passed.

SJR 7 was referred for engrossment.

GENERAL ORDER

SB 30, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 30** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and

SB 30 was considered engrossed and placed upon third reading and final passage.

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

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:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Allen.—1.

Not Voting: Bailey, Hall, Shoemake.—3.

The Bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Allen.—1.

Not Voting: Bailey, Hall, Shoemake.—3.

The emergency was declared passed.

SB 30 was referred for engrossment.

GENERAL ORDER

SB 29, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 29** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Allen.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Allen.—1.

The emergency was declared passed.

SB 29 was referred for engrossment.

GENERAL ORDER

SB 32, by Hope and Bailey of the

Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 32** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 32** 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—42.

Excused: Allen.—1.

Not Voting: Wilson (Beckham).—1.

The Bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Allen.—1.

The emergency was declared passed.

SB 32 was referred for engrossment.

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

GENERAL ORDER

SB 31, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Senator Hope moved to amend **SB 31**, page 2, line 9, column 2, by striking the figure "800.00," and inserting the figure "1,800.00," and on line 11, column 2, by striking the figure "\$12,475.00," and inserting the figure "\$13,475.00," which amendment was declared adopted.

Upon motion of Senator Hope, **SB 31**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 31**, as amended, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Bailey, Herndon, Tipps.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck,

Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer)—41.

Not Voting: Bailey, Herndon, Tipps.—3.

The emergency was declared passed.

SB 31, as amended, was referred for engrossment.

GENERAL ORDER

SB 48, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 48** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not voting: Carrier, Fine, Payne.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Ma-

han, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Carrier, Fine, Payne.—3.

The emergency was declared passed.

SB 48 was referred for engrossment.

GENERAL ORDER

SB 42, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 42** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 42** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 42 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Bailey, Ritzhaupt, Shoemake.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King,

Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Bailey, Ritzhaupt, Shoemaker.—3.

The emergency was declared passed.

SB 42 was referred for engrossment.

GENERAL ORDER

SB 62, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 62** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Bailey, Berrong, Shoemaker.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Gar-

vin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Bailey, Berrong, Shoemaker.—3.

The emergency was declared passed.

SB 62 was referred for engrossment.

Senator Cartwright (Bryan) presiding.

GENERAL ORDER

SB 75, by Committee on Public Health, was read and considered.

Upon motion of Senator Hall, **SB 75** was advanced to engrossment and third reading.

Upon motion of Senator Hall, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Trent, Walker, Wilson (Beckham).—28.

Nay: Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Easterly, Field, Herndon, Hope, McClendon, McSpadden, Pitcher, Tipps, Wilson (Greer).—14.

Not Voting: Fine, Land.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Collins, Cow-

den, Dacus, Field, Fine, Garvin, Grant-ham, Hall, Hamilton, Harris, Kerr, King, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham).—34.

Nay: Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Herndon, Hope, McClendon, Tipps, Wilson (Greer).—9.

Not Voting: Land.—1.

The emergency was declared passed.

SB 75 was referred for engrossment.

GENERAL ORDER

SB 27, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 27** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 27** was 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Bailey, Mahan, Miskovsky.—3.

The Bill was declared passed.

On the question of passage of emer-

gency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Bailey, Mahan, Miskovsky.—3.

The emergency was declared passed.

SB 27 was referred for engrossment.

President Pro Tempore Garvin presiding.

GENERAL ORDER

SB 34, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 34** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Not Voting: Bailey, Mahan, Miskovsky, Sandlin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Not Voting: Bailey, Mahan, Miskovsky, Sandlin.—4.

The emergency was declared passed.

SB 34 was referred for engrossment.

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

The Senate reassembled, in open session, with Senator Baldwin presiding, who made the following announcement:

The Senate, in executive session, ordered the executive nomination of JENKIN LLOYD JONES, of Tulsa, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1961, returned to the Governor the second time, with the information that the Senate still refuses to advise and consent to said appointment and requests the Governor that Mr. Jones, The Governor, himself, or the State Senate be not further embarrassed by his returning the nomination to the Senate for further consideration.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 36 correctly engrossed.

Engrossed **SB 36** was properly signed and ordered transmitted to the Honorable House for consideration.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

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

DO PASS:

SB 28—Appropriations and Budget.

SB 83—Appropriations and Budget.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 567—By McCarty, Skeith, Vandiver, Finch, Spraker, Sparks, Briscoe, Andrews, Skaggs, Fuller, Baggett, Foster, Rogers, Forsythe, Hopkins, McGahey, Johnston, Bradley (Tulsa), Howard, McCune, Fogarty, Cole, Stewart, Allard, Odom (McIntosh), Ruby and Shibley of the House and Harris, Walker, Land, Collins, Bailey, Hamilton, Ritzhaupt, Sandlin, Cowden, Grantham, Tipps, Pazoureck, Miskovsky, Shoemake and Mahan of the Senate — An Act amending Section 1, Chapter 1b, Title 38, Page 224, Oklahoma Session Laws 1955; relating to the allocation and disbursement of certain insurance premiums to the police pension and retirement systems of the State; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 508—By Bradley (Tulsa), Forsythe, Hopkins, Howard, Johnston (Tulsa), McCune and McGahey, of the House and Land of the Senate—A Resolution commemorating the life of the late Gary Y. Vandever, civic, religious and business leader; expressing the appreciation

of the Twenty-Seventh Oklahoma Legislature for his many contributions to his State and community, and its sorrow at his passing.

HCR 509—By Patterson, of the House and Kerr, of the Senate—A Resolution noting and commending the athletic achievements of the "Grandfield Bearcats"; commending their coaches; expressing the hopes of the Twenty-Seventh Oklahoma Legislature that success

will continue to crown efforts such as those which made these achievements possible; and directing that copies of this Resolution be sent to the persons concerned.

Engrossed **HCRs 508** and **509** were ordered placed upon the Calendar for consideration.

Upon motion of Senator Wilson (Beckham), the Senate was adjourned to meet at 11:00 a.m. tomorrow.

Fifteenth Legislative Day

Thursday, January 29, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by the President, Lieutenant Governor George Nigh.

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Ber-rong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpad-den, Miskovsky, Morford, Payne, Paz-oureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Carrier, Mahan.—2.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 8—County Government.

SB 58—County Government, co-authored by Senator Herndon.

FIRST READING

The following Bills were introduced and read the first time:

SB 97—By Morford of the Senate and Rogers of the House—An Act pertaining to the Military Department of the State

of Oklahoma; amending 44 O. S. 1951, §§ 21, 25 and 26; dividing the military department into the army and air national guards, and authorizing assignment of personnel thereto; defining and clarifying the office, authority, duties and rank of the adjutant general of the Military Department; creating the offices and prescribing the duties and ranks of assistant adjutant generals of both air and army departments, and providing for the creation of qualifications therefor; providing for severability; and declaring an emergency.

SB 98—By Sandlin and King of the Senate and Avey, Garrison and Mitchell of the House — An Act relating to County Commissioners; amending 19 O. S. 1951 Sec. 321; providing for the redistricting of county commissioner districts; and providing that the county election board shall redistrict if the county commissioners fail to do so; and declaring an emergency.

President Pro Tempore Garvin presiding.

SECOND READING

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

SB 93—County Government.

SB 94—Appropriations and Budget.

SB 95—Privileges and Elections.

SB 96—Veterans Affairs.

HB 567—Appropriations and Budget.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 510.

HCR 510 was read at length, as follows, and adopted upon motion of Senator Fine:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 510— By Wilson (Cherokee), Ogden, Stewart, Langley, Ruby, Haworth, Spraker, Alford, Arrington, Camp, Cox, Foster, Fuller, Gotcher, Graves, Hopkins, Huser, Mitchell, Moad, Mountford, Nance, Odom (McIntosh, Poynor, Richardson, Skaggs, Sparger, Sparks, Wilcox and Wilkerson of the House and Fine, Shoemaker, Mahan, Hall and McSpadden of the Senate.

A CONCURRENT RESOLUTION COMMENDING THE NORTH EASTERN STATE COLLEGE "RED MEN" AND THEIR COACH; EXPRESSING THE HIGH APPRECIATION OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE FOR THEIR ACHIEVEMENTS DURING 1958; AND DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO MEMBERS OF THE TEAM, COACHING STAFF, AND THE PRESIDENT OF NORTH EASTERN STATE COLLEGE, TAHLEQUAH, OKLAHOMA.

WHEREAS, the 1958 North Eastern State College football team, the "Red Men," won all ten of their games in Oklahoma Collegiate Conference competition, thereby winning the championship of that strong Conference, were one of four teams in the United States chosen by the National Association of Inter-Collegiate Athletics to compete for the National Small College Championship, and won such national championship before a nation-wide television audience on December 20th, 1958, in the Holiday Bowl in St. Petersburg, Florida, from the previously undefeated Arizona State College of Flagstaff, Arizona, in a spectacular display of football prowess, having previously defeated St. Benedict College of Atchison, Kansas, another theretofore unde-

feated team, to gain a berth in the Holiday Bowl; and

WHEREAS, such achievements reflect not only tremendous skill on the part of the young men comprising this football team and their coach Harold "Tuffy" Stratton and his staff, but also reflect a like degree of desire, dedication, and self-discipline, which exemplify the finest qualities inherited from their pioneer forbears, and indicate that each team member possesses those characteristics necessary to achieve great heights throughout his life; and

WHEREAS, those superlative accomplishments and the high degree of sportsmanship displayed by the "Red Men" and their coaching staff, reflect great credit on the faculty and student-body of the North Eastern State College, add greatly to our State's national prestige and are a source of tremendous pride and pleasure to the people of this State;

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

SECTION 1. That the 1958 North Eastern State College football team, the "Red Men," and their coach Harold "Tuffy" Stratton and his staff, are hereby officially commended and congratulated for their accomplishments hereinbefore described and for the manner in which they represented the State of Oklahoma before the eyes of the Nation; and

SECTION 2. BE IT FURTHER RESOLVED, that a copy of this Resolution be spread at large upon the permanent journals of the House of Representatives and the Senate of the Twenty-seventh Legislature of the State of Oklahoma and that a duly authenticated copy of this Resolution be mailed to each member of the team, each member of the

football coaching staff, and to the President of North Eastern State College.

Engrossed **HCR 510** was properly signed and ordered returned to the Honorable House.

RESOLUTION

SR 18 was introduced by Senator Wilson (Greer), following which Senators Baldwin, Fine, Field, Dacus, Hamilton, Herndon, Kerr, Cartwright (Seminole), Breeden, Ritzhaupt, Shoemake, Cobb Collins, Stipe, McColgin and Wilson (Beckham) asked to be made co-authors, which was the order.

SR 18, as co-authored, was read at length as follows, adopted upon motion of Senator Wilson (Greer) and referred for enrollment:

SR 18—By WILSON (Greer), BALDWIN, FINE, FIELD, DACUS, HAMILTON, HERNDON, KERR, CARTWRIGHT (Seminole), BREEDEN, RITZHAUPT, SHOEMAKE, COBB, COLLINS, STIPE, MCCOLGIN AND WILSON (Beckham).

A RESOLUTION COMMENDING MR. LOUIS M. TITTLE, FORMER MEMBER OF THE STATE HIGHWAY COMMISSION, FOR HIS LONG AND OUTSTANDING SERVICE TO THE STATE OF OKLAHOMA.

WHEREAS, in January of this year, Nineteen Hundred and Fifty-nine, Mr. Louis M. Tittle, Mangum, concludes his long and faithful service to the State of Oklahoma as a member of the Oklahoma State Highway Commission; and

WHEREAS, Louis M. Tittle ably served on the Highway Commission under Governors, Roy J. Turner, Johnston Murray and Raymond D. Gary; and

WHEREAS, this pioneer resident of Greer County rendered an outstanding service to the State through his progressive and enlightened championship of better roads for Oklahoma; and

WHEREAS, it is both fitting and proper that such distinguished public

service be recognized by the Senate of the Twenty-seventh Session of the Oklahoma Legislature on behalf of the people of the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That Mr. Louis M. Tittle, Mangum, be highly commended for his long and outstanding service to the State of Oklahoma as a member of the State Highway Commission.

SECTION 2. That a duly authenticated copy of this Resolution be sent to Mr. Louis M. Tittle, Mangum.

Senator Wilson (Beckham) moved when the Clerk's desk is clear of routine matters the Senate adjourn to meet as provided under the Rules—1:30 p. m. Monday, February 2, 1959.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 506**.

The above numbered Enrolled Resolution was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 1** — co-authored by Bullard.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 540—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the State Auditor; providing that the State Auditor shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in

conflict herewith; and declaring an emergency.

HB 557—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the clerk of Supreme Court, providing that the Clerk of Supreme Court shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 576—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making an appropriation to the State Board of Education; providing for the payment of personnel and other operational expenses; providing for the appointment and compensation of necessary personnel; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 29, 30, 31, 32, 34, 42, 48 and **SJR 7** each correctly engrossed.

Engrossed **SBs 29, 30, 31, 32, 34, 42, 48** and **SJR 7** were each properly signed and ordered transmitted to the Honorable House for consideration.

Senator Sandlin presiding.

COMMITTEE REPORT

The following Bill was reported by the Committee named, ordered printed and placed upon the Calendar:

DO PASS, as amended:

SB 57—County Government.

President Pro Tempore Garvin presiding.

The President Pro Tempore declared the Senate adjourned to meet as provided under the Rules 1:30 p. m., Monday, February 2, 1959.

Sixteenth Legislative Day

Monday, February 2, 1959

Pursuant to adjournment, the Senate met at 1:30 p. m. and was called to order by Senator Hamilton, designated so to do by the President Pro Tempore.

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—44.

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain, Reverend J. C. Harris, Pastor of the First Methodist Church, Miami.

The Journal for the last legislative day was declared approved.

By unanimous consent, upon request of Senator Collins, the following editorials published in the Tulsa World on January 30 and February 2, respectively, were read and are incorporated herewith:

THE SENATE REVOLT

IN TWICE rejecting the appointment of Tulsa editor Jenkin Lloyd Jones to the Highway Commission, the Oklahoma Senate has dealt a serious but not necessarily fatal blow to Gov. Howard Edmondson's call for reform in highway planning and construction.

It is regrettable, to be sure that the affair developed as it did. It is seldom that a new Administration is repudiated on a major appointment.

Yet, search as we most sincerely have for causes and effects, we are forced to the conclusion that the Administration brought this crisis upon itself and must stand on its own performance.

Clearly, the Administration and particularly those within it vested with responsibility for getting things done, were utterly unprepared for a showdown with the Senators. This bespeaks a lack of preparation, and of weakness in political know-how requiring early attention and correction.

As for the Senate, certainly it will suffer in the eyes of many people. Yet, as on all controversial issues, there are two sides. We believe in all fairness the Senate has a side of its own.

* * *

TO BEGIN WITH, the Jones appointment, irrespective of agreement or disagreement with what the Senators have done, was tantamount to waving a red flag. The Senate is a proud body, and a majority of its members are respected and responsible citizens in their home districts. It is politically if not esthetically understandable, therefore, that they should react as they did when presented the name of a would-be official who had over a period of years been their sternest and most persistent critic. Moreover, the fact Jones is a Republican party spokesman bore much weight.

This does not, of course, stand as justification for what the Senate has

done. But it most certainly shows that the Senate felt itself justified in its action.

The reported reference to "secret" meetings leaves us cold. For we can't recall a single instance, on any executive appointment, where consideration was had in open session. Senate rules provide for executive sessions for the specific purpose of discussing just such controversial issues as the Jones appointment created.

* * *

ON THIS POINT, incidentally, we take the opportunity to remind those who profess to abhor secret or executive sessions that the proposed City Charter for Tulsa makes provision for such meetings—and that this provision has been widely endorsed by civic groups, including the Tulsa Chamber of Commerce.

So, the Senate has effectively revolted against a major administration appointment. Where do we go from here, if indeed the Governor accepts Mr. Jones' apparent feeling the matter should be dropped?

First, it should be kept in mind that seven of Gov. Edmondson's appointments have been readily accepted for committee study by the Senators. These men, so far as we can determine, are competent, capable and certainly acceptable as Highway Commission members. One more is needed, and there ought not to be much difficulty in finding him.

The thing to do is find the man, get his confirmation, and then begin the monstrous task of developing a good road program for Oklahoma.

There is no justification whatsoever for interpreting what has occurred as an end to reform in Oklahoma.

Rather, it is a challenge to make the ever greater effort in behalf of reform.

WHAT'S THE LAW ?

THE STEPPED-UP liquor raids in every section of Oklahoma are causing considerable agitation and concern —

among bootleggers as well as private citizens.

Bootleggers, in their risky business, accustom themselves to the fact that every so often they will be arrested and lose a cargo of contraband. Having their automobiles searched—legally or otherwise—is no novelty for them.

But for the average citizen who is not, never has been or ever will be in the illicit whisky business, a police search can be an acutely embarrassing and frustrating experience.

No matter what Governor Edmondson says or how loudly he is echoed by Safety Commissioner Joe Cannon there are certain things officers have no right to do, legally or morally. Both Mr. Edmondson and Mr. Cannon are ex-prosecutors and, as such, should have more than a speaking acquaintance with Oklahoma laws. The same can be said for other enforcement officials, all of whom can and do have the benefit of legal advice.

* * *

IN VIEW OF the continuous so-called rough raids (without search warrants) and stoppage of hundreds of motorists (who are not carrying any liquor) it is time that the law books are dusted off.

The State Criminal Court of Appeals on Sept. 19, 1951, reversed the conviction of one Johnnie Leach. Tried in Rogers County Court, Leach was convicted of the offense of transporting intoxicating liquors (100 cases) and was sentenced to serve 60 days in jail and pay a fine of \$350 and costs.

The appellate court held that pursuit of the driver without a warrant was based ON SUSPICION ONLY and was unlawful and that evidence obtained by means of unlawful search of the truck incident to the driver's unlawful arrest was inadmissible and should have been suppressed . . .

Under Oklahoma law an officer cannot arrest without a warrant for an

offense which is not a felony unless said offense was committed or attempted in his presence, and if the officer does not know of the act constituting an offense it is not committed in his "presence." All unlawful searches and seizures are unreasonable within the meaning of the Constitutional provision forbidding unreasonable searches and seizures.

* * *

WHAT IF AN OFFICER questions you or arrests you for a traffic violation, searches your car and finds liquor? Well, it appears there is a law covering such a situation.

The State Criminal Court of Appeals on Nov. 24, 1954, decided a case from Osage county. These defendants were convicted of transporting intoxicating liquors.

The court held that where officers had no information that the defendants had committed a felony or were about to commit one and the officers arrested a defendant for reckless driving as a SUBTERFUGE, and the officers then searched the automobile and found intoxicating liquors therein, the arrest for the reckless driving DID NOT entitle the officers to search the automobile, even though the defendants were informed they were under arrest, and they admitted having a load of whisky.

In these two landmark decisions the Criminal Court of Appeals not only reversed the convictions but ordered the charges dismissed.

The Governor and his Safety Commissioner have every right to continue with their attempts to dry up the State—but, let's have LEGAL RAIDS.

By unanimous consent, upon request of Senator Cartwright (Bryan), the following editorial published in the Hugo Daily News on January 28, was read and is incorporated herewith:

BRILLIANCE VS. THE OKLAHOMA SENATE

Just over a year ago Choctaw County Chamber of Commerce members thrilled to the oratory and brilliance of a speaker who admonished his audience to "build your city on a hill of truth—and industry, and growth, and prosperity will seek you out."

The speaker was Jenkin Lloyd Jones, editor of the crusading Tulsa Tribune, a man long dedicated to help bring about honesty and efficiency in state government. In his zeal as an editor and as a citizen to place all state activities in a glass house on a hill so Oklahomans can see and appreciate the virtues of honest government, this fearless man has occasionally lashed the state senate for ineptness, for cowardly secret meetings, and for placing progressive legislation on the altar of political greed.

Tuesday afternoon the Oklahoma State senate rebuffed Governor Edmondson's appointment of Mr. Jones to the Oklahoma Highway Commission. Perhaps it should not be considered coincidental that the senate's revenge came in one of its gutless secret sessions—the kind of sessions that tell voters back home "you just ain't got no right to know the truth".

Naturally some senators have cause to fear Mr. Jones for no other reason than he is intelligent and he is honest.

Let us take a closer look at the man who won the hearts of his Hugo audience. He received the highest award that can come to an American newspaperman when the industry elected him president of the American Society of Newspaper Editors. Another signal honor fell his way when he was chosen from among all American journalists to address the annual William Allen White event in Emporia, Kan. A few months back, President Eisenhower appointed Mr. Jones as special assistant to the secretary of the navy.

And yet a man with these abilities

was judged by the senate to be unsuited to serve Oklahoma on the highway commission.

It comes as no surprise that top hatchet man in the anti-Jones foray Tuesday was Senator Ray Fine of Gore. It isn't difficult to imagine he was well supported by Senator Leroy McClendon of McCurtain and Pushmataha counties. It would be disappointing if it developed that the senator from Choctaw and Bryan counties — Senator Keith Cartwright—opposed the Jones nomination.

The Hugo Daily News has always been owned and published by registered Democrats. But we recoil at the action of the senate in declining to name Mr. Jones to a commission already manned by seven Democrats, just because this highly qualified citizen has exercised his constitutional right to embrace the Republican party.

Frankly, this newspaper is not one bit proud of the volume and quality of highways our fellow Democrats have constructed since statehood days. Lets face it. We are a second rate highway state.

We say hurray for men like democratic governor Howard Edmondson and republican editor Jenkin Lloyd Jones for wanting to do something about it. Mr. Jones' nomination not only merits reconsideration, it should be approved by the senate.

By unanimous consent, upon request of Senator Ritzhaupt, the following editorial published in the Henryetta Free Lance on January 28, was read and is incorporated herewith:

PRECEDENT FOR IMPROPRIETY

Oklahoma State Senate Tuesday set a precedent: for Impropriety.

Behind a curtain of rules the 44 members of the senate returned to Governor Edmondson the appointment of Tulsa Editor Jenkin Lloyd Jones without: . . . the common courtesy of an explanation.

. . . and the honorable public expres-

sions of the vote which approved their action.

. . . an open display of diligence about their public trust in allowing so much as a public hearing for their victim of secrecy.

. . . the slightest expression of respect for the office of governor of the gentleman Oklahoman elected to it.

The senate by its action insulted the state's top office, Governor Edmondson, editor Jones.

If they looked at the public record of Mr. Jones they found these things:

He has been accorded the highest honor of his fellow editors and publishers by his election in 1955 to the presidency of the American Society of Newspapers Editors.

He was invited to give the esteemed William Allen White address, one of the most coveted invitations of the Journalism profession.

The president of the United States called him to Washington to assist Secretary of the Navy Robert Anderson in establishing a branch of that all important department of the Government.

And Tuesday—in a session so secret its participants dared not allow their president relate the words and the vote of the action—the senate said he was not acceptable to them.

Perhaps they discovered two more parts of Mr. Jones' record:

He is a Republican.

He is a vigorous editor, unafraid to call the turn as he sees it.

On the face of this action Governor Edmondson—less than two hours after the secret scuffling session—walked before the state newspaper reporters, TV cameramen, and told them he was sticking to his guns.

He said he knew Mr. Jones and that he had looked closely at the record. He told the why of his selection.

And he told the 44 senators that

Wednesday they would find another sheet of paper in their hopper, naming the first district selection for the highway commission.

His name: Jenkin Lloyd Jones.

By unanimous consent, upon request of Senator McClendon, the following editorial published in the *McCurtain Gazette* on January 31, was read and is incorporated herewith:

STATE SENATE is to be commended on its stand against Jenkin Lloyd Jones of Tulsa as a member of the state highway commission.

Jones was appointed by Governor J. Howard Edmondson, but the senate has steadfastly refused to confirm the nomination, which blocks Jones from this important state commission.

It would be disastrous to have men such as Jones named to the highway commission.

Jones apparently lacks the vision necessary to see Oklahoma as a whole, and he has made it one of his hobbies to fight road construction outside of his own little territory.

Jones is the man who did not want blacktop put on US 70 through McCurtain county. He blasted the state administration editorially and accused the state of "wasting money paving a Dogwood trail." One not knowing the county would have thought from his editorial that this was a desolate, uninhabited area that hadn't heard of the motor car.

Jones did not want US 59 constructed and paved across the mountains. (The Tulsa C. of C. seems to be at odds with him on this.)

And Jones was the man who only a few weeks ago blasted the Gary administration for the contract letting on Red river bridge near DeKalb, one of the final links to be closed in the international highway.

While our county was receiving such abuse at the hands of Jones, other

areas of the state were suffering from his blasts also. Governor Gary was almost a constant target, even though the Gary administration did more for Tulsa county highways than any other two administrations since statehood.

Encourage your senator and representatives to hold the line.

President Pro Tempore Garvin presiding.

Senator Miskovsky asked unanimous consent, which was granted, that the following article be incorporated in the *Journal*:

One of the few sources of information on closed executive sessions by legislative bodies is **The People's Right to Know** by Harold L. Cross, 1953.

"State Legislative Proceedings"

The law (relating to open or closed sessions by legislative bodies) as declared is almost wholly constitutional. I find no judicial decision which grants or denies the right of attendance in the absence of a constitutional provision.

The states fall into three general classes:

1) Those whose constitutions are silent regarding the right of attendance at sessions of the legislature.

These states are Arizona, Georgia, Kansas, Kentucky, Louisiana, Maine, Massachusetts, New Jersey, North Carolina, Oklahoma, Rhode Island, South Carolina, Virginia, and West Virginia. In these states, with the exception of Maine, the right of the press to attend and report legislative proceedings is a qualified one resting on grace, custom, public opinion, and common parliamentary practice, though the fact as to admission may be as liberal as elsewhere.

Maine has a statute which provides that "Representatives of the Press who shall be actually engaged in sending daily reports of the doings of the Legislature to daily newspapers shall have the privilege of the floor of the senate and house of representatives. . . ."

2) Those whose constitutions provide that legislative sessions shall be open except as stated. (Usually only one exception is stated. A common exception is sessions of "the senate when in executive session." Thus, Texas provides: "The sessions of each House shall be open, except the Senate when in Executive session." The other common exception is where "public welfare requires secrecy." Thus, New York provides: "The doors of each house shall be kept open, except when the public welfare shall require secrecy. . . ." Tennessee provides: "The doors of each House and of Committees of the Whole shall be kept open, unless when the business shall be such as ought to be kept secret.")

These states are Alabama (which specifically declares the right of the press to admittance to the floor of either house while in session), Arkansas, California, Colorado, Connecticut, Delaware, Florida, Illinois, Indiana, Iowa, Maryland, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New York, North Dakota, Ohio, Oregon, Pennsylvania, South Dakota, Tennessee, Texas, Utah, Vermont, Washington, Wisconsin, and Wyoming.

In most of these states the decision to close the sessions may be made on a majority vote, but in Ohio a two-thirds vote of those present is required. Many of the states (Tennessee, for example, as quoted above) extend the provisions for open sessions to meetings of committees of the whole.

While legislatures may close their sessions in the exceptional cases provided for and, upon vote to do so, may have a technical right to go into secret executive sessions under general parliamentary rules, it appears that public and press attendance is reasonably well, if not ideally, safeguarded in these states.

3) Those whose constitutions specifically provide for open sessions without

exception. These states are Idaho and New Mexico. Idaho provides: "The business of each house, and for the committee of the whole, shall be transacted openly and not in secret session." New Mexico provides: "All sessions of each house shall be public. . . ." Quite obviously in these states the legal right of access is best protected.

These constitutional provisions of all the states in the second and third classes are substantially without judicial interpretation. In this study no complaint has come to light of barred access at the **state** legislative level, though many published complaints are noted over the general absence of adequate legislative reports of proceedings as the basis for quick, convenient, and accurate news coverage, especially in New York.

SPECIAL COMMITTEE REPORT

Senator Miskovsky submitted the following Special Committee Report:

Written bid specifications were issued on furniture for the office of Lt. Governor on January 26, 1959, to four (4) different office supply houses in Oklahoma and the lowest and best bid was submitted by The House of Wren, Oklahoma City, Oklahoma, in the amount of \$2,379.00.

We, your Committee recommend to this Honorable Senate that said bid be accepted.

Respectfully submitted,
Miskovsky, Chairman
Wilson, Member
Carrier, Member

Senator Wilson (Beckham) asked unanimous consent to amend the Report to provide that the President Pro Tempore be authorized to approve the claim in payment of the expenses referred to in the Special Committee Report, which was the order.

Upon motion of Senator Miskovsky, the Special Committee Report, as

amended was declared adopted.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

G. A. Sampsel states that he resides at 35 Payne, Pryor, Oklahoma; that he is 39 years of age; that he is legislative representative for Associated Industries of Oklahoma; that he is paid the sum of \$-----, per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 2 day of February, 1959.

G. A. Sampsel

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 49—Appropriations and Budget.

SB 72—Appropriations and Budget.

SB 84—Appropriations and Budget.

SB 94—Appropriations and Budget.

HB 537—Appropriations and Budget.

DO PASS, as amended:

SB 61—Appropriations and Budget.

FIRST READING

The following bills were introduced and read the first time:

SB 99—By Cartwright (Seminole) and Harris—An Act relating to the Department of Public Safety, providing for a Public Safety Commission and a director of the Department of Public Safety and for the tenure, compensation, and

powers and duties thereof; transferring duties and powers of the present Commissioner of Public Safety and Department of Public Safety; making the provisions of this Act severable; repealing conflicting laws; fixing the effective date of this Act; and declaring an emergency.

SB 100—By Sandlin and Grantham—An Act relating to continuances in civil and criminal actions; amending 12 O. S. 1951 § 667, as amended by Section 1, Chapter 11, Title 12, Page 134, Oklahoma Session Laws 1955; providing for continuances in criminal actions when charges are filed and attorney employed prior to convening of Legislature; and declaring an emergency.

SB 101—By Sandlin and McColgin—

An Act pertaining to aircraft; providing for the giving of security by owners and operators of aircraft involved in accidents to provide for the administration thereof; to provide penalties for violations of any provisions of this act; making the provisions of this Act severable; and repealing all Acts or parts of acts inconsistent with or contrary to this Act.

SB 102—By Wilson (Greer)—An Act pertaining to barbers; amending 59 O. S. 1951, Section 72; providing for evidence of good moral character for certain persons; amending 59 O. S. 1951, Section 88; providing for the operation of barber schools or colleges in state institutions; and declaring an emergency.

SB 103—By Stipe, Miskovsky, Ritzhaupt, Breeden, Bailey, Morford and Hall, of the Senate, and Baggett and Graves of the House—An Act making an appropriation to the Board of Regents for higher education; expressing the intent of the Legislature that it be used to build an additional wing to the speech and hearing clinic and to match Federal funds available therefor; making the appropriation nonfiscal; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 97—Military and Veterans Affairs.

SB 98—County Government.

HB 540—Appropriations and Budget.

HB 557—Appropriations and Budget.

HB 576—Appropriations and Budget.

The President Pro Tempore announced there were matters on the President's desk for the consideration of the Senate in executive session, and it was upon motion of Senator Wilson (Beckham) that the Senate closed its doors and went into executive session.

*

The Senate, in open session, was called to order by Senator Cartwright (Bryan).

Senator Wilson (Beckham) moved when the Clerk's desk is cleared of routine matters the Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 509—By Shibley and Finch of the House and Collins of the Senate—An Act relating to real estate and interest in oil and gas leasehold estates therein, owned by nonresidents of the State of Oklahoma; providing for civil actions or proceedings involving such interests, the venue of such actions or proceedings, and the manner of acquiring jurisdiction of the person of any such nonresident owner or claimant named as a defendant in any such action or proceeding; and declaring an emergency.

HB 559—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the State Treasurer; providing that the State Treasurer shall fix the duties and compensations of em-

ployees within certain limitations; providing that the appropriations shall be fiscal; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 569—By Judiciary Committee—An Act expediting and simplifying the disposition of property or of the proceeds of insurance policies in situations wherein the title to property, or the devolution thereof, or the right to the proceeds of insurance policies, is affected by the priority of death of two or more deceased persons and there is no sufficient evidence to establish that the persons have died other than simultaneously; repealing all acts or parts of acts in conflict herewith; and making provisions severable.

HB 573—By Judiciary Committee—An Act amending Section 991, Title 22, Oklahoma Statutes 1951 relating to suspension of judgment and sentence; permitting suspension for manslaughter in the second degree; prohibiting suspension for murder, manslaughter in the first degree, kidnapping for purpose of extortion, arson, armed robbery or rape in the first degree; and considering prior conviction in Federal as well as State Courts.

HB 577—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making an appropriation to the court of tax review, providing that the appropriation shall be fiscal, repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

HB 587—By McCune, McGahey, Forsythe, Johnston, Hopkins, Bradley (Tulsa) and Howard—An Act relating to taxation; requiring destruction of certain ad valorem tax records and fixing time therefor; requiring reports to be filed and recorded; providing act shall not modify or repeal 19 O. S. 1951 § 155; repealing conflicting laws; making provisions of act severable; and declaring an emergency.

HB 597—By McCarty—An Act pertaining to policemen, widows and dependents of policemen; amending 11 O. S. 1951, Section 541v; pertaining to the right to appeal a pension matter which has been decided in a district court to the Supreme Court of Oklahoma; making decision of the Supreme Court final; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 27, 62 and 75 each correctly engrossed.

SR 18 and SCR 1 each correctly enrolled.

The Presiding Officer, in open session, signed Engrossed **SBs 27, 62 and 75** and ordered each transmitted to the Honorable House for consideration.

The Presiding Officer, in open session, signed Enrolled **SR 18** and ordered it transmitted to the Secretary of State.

The Presiding Officer, in open session, signed Enrolled **SCR 1** and ordered it transmitted to the Honorable House for the signature of the Speaker.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet as provided under the Rules—1:30 p.m., tomorrow.

Seventeenth Legislative Day

Tuesday, February 3, 1959

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

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Miskovsky.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Kenneth D. Jones states that he resides at 5913 NW 56 Street, Oklahoma City, Oklahoma; that he is 37 years of age; that he is legislative representative for Oklahoma Credit Union League and Cuna Mutual Insurance Society; that he is paid the sum of \$____, per ____ for his services; that he makes

this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

Dated this 2nd day of February, 1959.

Kenneth D. Jones.

COMMUNICATIONS

The following communications were read and by unanimous consent upon request of the President Pro Tempore were ordered incorporated in the Journal:

MEMBERS OF THE SENATE

Capitol Building

Oklahoma City, Oklahoma

Dear Sirs:

Words are inadequate to express my deep appreciation for the action taken by the members of the Oklahoma Legislature in the memory of my brother, General W. S. Key.

This fine tribute will long be cherished by his loved ones.

Your generosity and your thoughtfulness in passing such a resolution has touched me deeply, and to each member of the Senate and House of Representatives I am deeply grateful.

May God richly bless and keep each of you.

Yours very respectfully

Homer B. Key,

Lt. Col. U.S. Army, Retired

Mr. Harold Garvin, President Pro Tempore and Members of the Oklahoma State Senate

Dear Friends:

My daughter, Margaret, and I wish to thank you for your kindness. The resolution expressing regret at the death of Mr. Harrison is a beautiful tribute and one we treasure. We are deeply grateful.

Sincerely,
Leona S. Harrison,
(Mrs. Luther Harrison)

SPECIAL COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Wilson (Beckham) who stated Permits would be issued in the office of the President Pro Tempore:

Mr. President:

We, your Committee on Senate and Legislative Affairs to whom was referred requests for Lobby Permits beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Lobby Permits be granted to the following named persons:

From Stillwater, Oklahoma

Mrs. R. M. House, 309 S. Ramsey, Oklahoma Woman's Christian Temperance Union.

Judson Bryan, 116 E. Sixth Street, Oklahoma Automobile Dealers Association.

From Madill, Oklahoma

Don Welch, Jr., Box 231, Oklahoma Railways Committee.

From Enid, Oklahoma

Earl J. Shackelford, 317 West Hickory, Brotherhood of Maintenance of Way Employees.

From Norman, Oklahoma

Fisher Muldrow, 209 North Sherry, Associated Motor Carriers of Oklahoma, Incorporated.

James L. Fisk, 923 Timberdell Road, Oklahoma Independent Petroleum Association.

Alvin C. Turner, 1431 Eisenhower Street, Southwestern Bell Telephone Company.

From Tulsa, Oklahoma

Laurence H. Coulson, 26 North Louisville, Police Pension and Retirement System.

R. C. Dennis, 6736 Oklahoma Street, Police Pension and Retirement System.

William Reid Johnson, 1248 East 29th Place, Christian Science Churches in Oklahoma.

Joe M. Morris, 2121 South Sandusky, Oklahoma Municipal Contractors Association.

From Oklahoma City

Dr. Samuel W. Scantlan, 3810 South Harvey, United Dry Association.

Finis F. Lafon, 1900 N. W. 32nd Street, Association of Oklahoma Fire and Casualty Company.

Roy Tant, 2628 Huntleigh Drive, Oklahoma Automobile Dealers Association.

Charles M. Wilson, Chairman.

COMMITTEE REPORTS

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

DO PASS:

SJR 10—Education — To Appropriations and Budget by previous order.

HB 557—Appropriations and Budget.

HB 576—Appropriations and Budget.

SECOND READING

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

SB 99—Public Safety.

SB 100—Judiciary.

SB 101—Aviation, then to Judiciary.

- SB 102**—Business and Industry.
- SB 103**—Appropriations and Budget.
- HB 509**—Oil and Gas.
- HB 559**—Appropriations and Budget.
- HB 569**—Judiciary.
- HB 573**—Criminal Jurisprudence.
- HB 577**—Appropriations and Budget.
- HB 587**—Revenue and Taxation.
- HB 597**—Judiciary.

GENERAL ORDER

SB 8, by Kerr, was read and considered.

Upon motion of Senator Kerr, **SB 8** was advanced to engrossment and third reading.

Upon motion of Senator Kerr, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Miskovsky.—1.

Not Voting: Cobb.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field,

Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Miskovsky.—1.

Not Voting: Cobb.—1.

The emergency was declared passed.

SB 8 was referred for engrossment.

GENERAL ORDER

SB 57, by McSpadden of the Senate and Shipley and Briscoe of the House, was read and considered.

Senators Fine, Field, Payne, Collins, Tipps, Mahan, Hope, Cartwright (Bryan), Stipe, Carrier, Ritzhaupt, Breeden, Grantham, Harris, Walker, Dacus, Hamilton, Berrong, Boecher and Cowden, asked to be made co-authors of **SB 57**, which was the order.

Upon motion of Senator McSpadden, **SB 57**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator McSpadden, the rules of the Senate were suspended, and **SB 57**, as co-authored, was considered engrossed and placed upon third reading and final passage.

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

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin,

Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—44.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—44.

The emergency was declared passed.

SB 57 was referred for engrossment.

Senator Grantham asked that he and Senator Morford be shown excused until such time as they might return to the Chamber, which was the order.

GENERAL ORDER

SB 94, by Wilson (Greer) and Hope of the Senate and Ruby of the House, was read and considered.

Senator Dacus asked to be made co-author of **SB 94**, which was the order.

Upon motion of Senator Wilson (Greer), **SB 94**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Greer), the rules of the Senate were suspended and **SB 94**, as co-authored, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris,

Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Grantham, Morford.—2.

Not Voting: Tipps.—1

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright ((Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Grantham, Morford.—2.

Not Voting: Tipps.—1.

The emergency was declared passed.

SB 94 was referred for engrossment.

GENERAL ORDER

SB 23, by Field, was read and considered.

Upon motion of Senator Field, **SB 23** was advanced to engrossment and third reading.

Upon motion of Senator Field, the rules of the Senate were suspended, and **SB 23** was considered engrossed and placed upon 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field,

Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Grantham, Morford.—2.

Not Voting: Land.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Grantham, Morford.—2.

Not Voting: Land.—1.

The emergency was declared passed.

SB 23 was referred for engrossment.

GENERAL ORDER

SB 28, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 28** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **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: Allen, Bailey, Baldwin, Berrong,

Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Grantham, Morford.—2.

Not Voting: Easterly, Stipe.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Grantham, Morford.—2.

Not Voting: Easterly, Stipe.—2.

The emergency was declared passed.

SB 28 was referred for engrossment.

GENERAL ORDER

SB 83, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 83** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 83** 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: Easterly, Herndon, Tipps, Trent.—4.

Excused: Grantham, Morford.—2.

Not Voting: Stipe.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—38.

Nay: Easterly, Herndon, Tipps, Trent.—4.

Excused: Grantham, Morford.—2.

The emergency was declared passed.

SB 83 was referred for engrossment.

GENERAL ORDER

SB 50, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 50** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Grantham, Morford.—2.

Not Voting: Sandlin, Stipe, Tipps.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Grantham, Morford.—2.

Not Voting: Sandlin, Stipe, Tipps.—3.

The emergency was declared passed.

SB 50 was referred for engrossment.

Senator Mahan presiding.

PENDING SENATE ACTION

HCR 508 was considered, read at length as follows and adopted upon motion of Senator Land:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 508 — By Bradley (Tulsa), Forsythe, Hopkins, Howard, Johnston, McCune and McGahey of the House and Land of the Senate.

A RESOLUTION COMMEMORATING THE LIFE OF THE LATE GARY Y.

VANDEVER, CIVIC, RELIGIOUS AND BUSINESS LEADER; EXPRESSING THE APPRECIATION OF THE TWENTY - SEVENTH OKLAHOMA LEGISLATURE FOR HIS MANY CONTRIBUTIONS TO HIS STATE AND COMMUNITY, AND ITS SORROW AT HIS PASSING.

WHEREAS, On January 8, 1959, Gary Y. Vandever, a respected and beloved citizen of this State, passed on to his reward; and

WHEREAS, His life among us was such that it is appropriate that these Representatives of the people of his state gratefully take note of his accomplishments and contributions; and

WHEREAS, He gave without stint of his time and talent to civic causes, having held office as a member of the Oklahoma Welfare Commission, and of the Chamber of Commerce and Utility Boards for his city, and having participated actively in the Red Cross and Community Chest programs; and

WHEREAS, He not only was a pioneer businessman in his home city of Tulsa, setting levels of merchandising excellence which through the years were looked to as standards to be followed by a large area, but also labored unceasingly to uphold a high level of business ethics throughout this state and nation, having served among numerous other offices, as President of the Oklahoma Retail Merchant's Association, Vice-President of the National Retail Dry Goods Association, President of the Tulsa Retail Merchant's Association, Vice-President of the Greater Tulsa Industrial Association, President of Downtown Tulsa Unlimited, and member of the Arkansas River Valley Association; and

WHEREAS, His membership in and support of church and lodge activities, and his personal exemplification of high moral values in every facet of his life,

be set a precept for his community; and

WHEREAS, He was the last of five brothers whose contributions to Tulsa and to the State of Oklahoma were such as to make their lives memorable in the minds of generations of their fellow citizens.

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

SECTION 1. That we officially recognize and acclaim the contributions of Gary Y. Vandever to his state and community.

SECTION 2. That we hereby extend our sincere condolences and sympathy to the members of the bereaved family and express our deep sorrow for their loss and that of our state.

SECTION 3. That this Resolution to his memory shall be spread at large upon the Official Journals of both House and Senate of the Twenty-Seventh Legislature and that duly certified copies of this Resolution be sent to Mrs. Allene V. Vandever, Mr. William G. Vandever, Mrs. Bette Lou Hughes and Mrs. Caralene Haworth of his immediate family.

HCR 508 was properly signed and ordered returned to the Honorable House.

HCR 509 was considered, read at length as follows and adopted upon motion of Senator Kerr:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 509—By Patterson, of the House, and Kerr, of the Senate.

A RESOLUTION NOTING AND COMMENDING THE ATHLETIC ACHIEVEMENTS OF THE "GRAND-FIELD BEARCATS;" COMMENDING THEIR COACHES; EXPRESSING THE HOPES OF THE TWENTY-SEVENTH

OKLAHOMA LEGISLATURE THAT SUCCESS WILL CONTINUE TO CROWN EFFORTS SUCH AS THOSE WHICH MADE THESE ACHIEVEMENTS POSSIBLE; AND DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO THE PERSONS CONCERNED.

WHEREAS, the Grandfield, Oklahoma, High School Football Team, justly known as the "Bearcats," won the Oklahoma Class "C" State Championship at El Reno on November 12, 1958, in a game played against another truly outstanding high school football team from Crescent, Oklahoma, by a score of 18 to 0; and

WHEREAS, such achievement and the undefeated season which it crowned made evident not only the considerable degree of athletic talent possessed by the "Bearcats," but also a discipline, dedication and willingness to put forth great effort to win; and

WHEREAS, such achievement and teamwork and attitude involved therein reflect a superb professional accomplishment by the coaches of this team, one of whom, Don Shadid, was in his first year as head coach of a high school team, and one of whom, Dick Gray, was in his first year of coaching; and

WHEREAS, such spirit, attitude, dedication and skill on the part of the players and coaches, and the enthusiasm and pride which was necessary on the part of the school system and community of Grandfield for such players and coaches to rise to such heights, all reflect the finest pioneer traditions of the State of Oklahoma and are a source of great pride to the people of this State.

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

SECTION 1. That the Grandfield "Bearcats," 1958 Oklahoma Class "C" football champions, and their coaches are officially commended and congratulated, and it is hoped that efforts such as those which made this achievement possible will continue to be crowned with success.

SECTION 2. That a copy of this Resolution be spread at large upon the permanent journal of the House of Representatives and the Senate of the Twenty-seventh Oklahoma Legislature, and that an authenticated copy of this Resolution be sent to each member of the 1958 Grandfield Bearcats, to each of the two coaches named herein, to the superintendent of schools, and to the Big Pasture News, at Grandfield, Oklahoma.

HCR 509 was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 511**.

By unanimous consent, upon motion of Senator Collins, **HCR 511** was considered, read at length as follows, and adopted:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 511 — By Sparks and Arrington of the House and Collins of the Senate.

A RESOLUTION ACCLAIMING MISS MALINDA DIGGS BERRY OF STILLWATER FOR THE HONORS SHE HAS BROUGHT TO THE STATE OF OKLAHOMA AND FOR THE GREAT DISTINCTION AND HONOR SHE HAS RECEIVED BY BEING CHOSEN AS AMERICA'S 1959 NATIONAL MAID OF COTTON.

WHEREAS, Miss Malinda Diggs Berry, daughter of Mr. and Mrs. Thomas E. Berry, Stillwater, did recently receive the high honor and great distinction of being selected over nineteen

other lovely cotton-state entrants as the 1959 National Maid of Cotton; and

WHEREAS, This pretty, blue-eyed, twenty-year old native daughter of Oklahoma now reigns as the official "Ambassador of Good Will" for King Cotton and will shortly make a six-month tour around the world modeling the latest creations by the cotton manufacturers of this Nation; and

WHEREAS, In the past Miss Berry has on another occasion brought national recognition and honor to her State by being chosen in Kansas City, Missouri as the National American Royal Queen of 1957; and

WHEREAS, Miss Berry is now a member of the Junior class of Oklahoma State University where she has been named on the Dean's Honor List and as one of the Redskin Congratulates of 1958 and was selected as one of the Redskin Beauties of 1959; and

WHEREAS, She is the niece of Democratic National Committeeman and State Representative, James H. Arrington, the great-niece of former Lieutenant Governor, James E. Berry, and also the niece of State Supreme Court Justice, William A. Berry.

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

SECTION 1. That this House officially acclaim and recognize Miss Malinda Diggs Berry for the great honor and national recognition she has brought to the State of Oklahoma through the many honors she has won in the past and through her most recent achievement of being chosen as the 1959 National Maid of Cotton.

SECTION 2. That duly certified copies of this Resolution be sent to Miss

Malinda Diggs Berry, Stillwater and to her parents, Mr. and Mrs. Thomas E. Berry, Stillwater.

HCR 511 was properly signed and ordered returned to the Honorable House.

RESOLUTION

By unanimous consent, upon request of Senator Field, **SR 19** by Field, Carrier, Breeden, Morford, Easterly and Grantham, was introduced, and upon his request, all members of the Senate were made co-authors.

SR 19, as co-authored, was read at length as follows, adopted upon motion of Senator Field, and referred for enrollment:

SR 19—By Field, Carrier, Breeden, Morford, Easterly, Grantham, Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer).

A RESOLUTION COMMENDING THE HONORABLE JULIUS W. COX, FORMER MEMBER OF THE STATE HIGHWAY COMMISSION FROM HIGHWAY DISTRICT NUMBER EIGHT; FORMER STATE SENATOR AND MEMBER OF THE HOUSE OF REPRESENTATIVES; OUTSTANDING CIVIC LEADER AND BOISE CITY BUSINESSMAN.

WHEREAS, During the month of January in this year of our Lord, Nineteen Hundred and Fifty-nine, the Honorable Julius W. Cox of Boise City concluded a long and outstanding career of public service as a member of the Oklahoma State Highway Commission; and

WHEREAS, During his tenure of seven years and five months as a member

of said Commission from Highway District No. 8, one term of which was served as Chairman, he distinguished himself by the capable and progressive manner in which he championed a dynamic road building program for the State of Oklahoma; and

WHEREAS, This great citizen of Oklahoma in the past also honorably served as a member of the Oklahoma State Senate for four (4) years (1938-1942) and as a member of the Oklahoma House of Representatives for four (4) years (1932-1936) and was a candidate for membership in the National Congress (1942); and

WHEREAS, Julius W. Cox is a successful Boise City businessman and an active civic leader of his community, being a member of the Rotary Club and the Chamber of Commerce, among many others; and

WHEREAS, It is both fitting and proper that such dedicated public service and conspicuous ability be recognized by this Legislative Body.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF OKLAHOMA:

SECTION 1. That the Honorable Julius W. Cox be hereby commended for his outstanding ability as a member of the Oklahoma State Highway Commission and acclaimed for his many years of dedicated public service to the State of Oklahoma.

SECTION 2. That a duly certified copy of this Resolution be forwarded to the Honorable Julius W. Cox, Boise City, as an expression of esteem by the Oklahoma State Senate.

Senator McSpadden asked unanimous consent, which was granted, that **SB 56**, by Stipe of the Senate and Gotcher, Skeith and Van Hooser of the House, be ordered withdrawn from the Committee on State and Federal Government and referred to the Committee on Penal Institutions.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 510**.

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

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 524—By McCarty, Finch, Skeith, Vandiver, Cartwright, Cook, Spear, Ham, Shibley, Privett, Larason, Lollar, Stewart, Gotcher, Van Hooser, Andrews, Skaggs and Bradley (Jefferson) of the House and Collins, Field and Stipe of the Senate—An Act relating to roads and highways; providing for closing of highways by the state, counties and cities for certain purposes; providing for the erection of barriers and traffic control devices under certain conditions; prohibiting the removal or otherwise tampering with road barriers and/or traffic control devices; providing for liability for failure of performance by certain persons; providing a penalty; and declaring an emergency.

HB 563—By Finch of the House and Collins of the Senate—An Act pertaining to motor vehicles; prohibiting the parking of motor vehicles on posted private property of another without permission; making violation a crime and providing a penalty; absolving landowners or persons in charge from liability for damages; and declaring an emergency.

HB 598—By McGahey, Hopkins, McCune, Forsythe, Bradley (Tulsa), Howard and Johnston—An Act relating to employee retirement systems; amending Section 1, Chapter 36, Title 11, Page 77, Oklahoma Session Laws 1957; which provides for the establishment, control and funding of employee retirement systems by cities and towns having over two hundred forty thousand population, by deleting the figure "240,000" and substituting therefor the term "one hundred

thousand (100,000)"; and declaring an emergency.

HB 600—By Shoemake—An Act relating to aircraft carrying passengers for hire; conferring certain authority on the pilot of such aircraft and upon persons subject to his jurisdiction; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 1**.

The above numbered Enrolled Resolution was 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 104 — By Cowden and Walker—An Act relating to investments of

funds by the Commissioners of the Land Office; amending 64 O. S. 1951, § 51; and declaring an emergency.

SB 105—By Fine, Hamilton, McClellon, Ritzhaupt, Mahan, Cowden, Trent, Field, Cobb, Collins, Shoemake, Cartwright (Bryan)—An Act relating to the teachers' retirement system of Oklahoma; amending 70 O. S. 1951, § 17-5, Subdivision 4, as amended, and amending 70 O. S. 1951, § 17-5, Subdivision 6, and amending 70 O. S. 1951, § 17-5, Subdivision 9, as amended; dealing with benefits paid to members because of disability and payment of interest accumulations in case of death and minimum monthly allowances upon retirement; fixing effective date of Act; and declaring an emergency.

Upon motion of Senator Wilson (Beckham), the Senate adjourned to meet as provided under the Rules, 1:30 p. m. tomorrow.

Eighteenth Legislative Day

Wednesday, February 4, 1959

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

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Ber-
rong, Boecher, Breeden, Carrier, Cart-
wright (Bryan), Cartwright (Seminole),
Cobb, Collins, Cowden, Dacus, Easterly,
Field, Fine, Garvin, Grantham, Hall,
Hamilton, Harris, Herndon, Hope, Kerr,
King, Land, McClendon, McColgin, Mc-
Spadden, Miskovsky, Morford, Payne,
Pazoureck, Pitcher, Ritzhaupt, Sandlin,
Shoemake, Stipe, Tipps, Trent, Walker,
Wilson (Beckham), Wilson (Greer).—43.

Excused: Mahan.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator McSpadden asked unanimous consent that Cheryl Wadley of Claremore be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following bills were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 89—Judiciary.

DO PASS, as amended:

SB 37—Judiciary.

SB 91—Judiciary.

FIRST READING

The following Bills were introduced and read the first time:

SB 106 — By Sandlin and King —
An Act relating to County Commissioners; prescribing the manner in which County Commissioners shall be reimbursed for traveling expenses incurred while on official business for counties; prescribing funds which may be used to reimburse County Commissioners for traveling expenses; providing for Class A and Class B travel expenses; prohibiting reimbursement in certain instances; requiring approval of State Examiner and Inspector as to Class A travel and County Attorneys as to Class B travel; authorizing travel by privately owned automobile and fixing rates therefor; authorizing travel on railroads and buses; providing for reimbursement of subsistence and lodging expenses; providing for inclusion of item in budget; requiring State Examiner and Inspector to prescribe forms; making provisions of Act mandatory; making the provisions of this Act severable; repealing Sections 3225 and 3250 of R. L. 1910, and Sections 1 and 2, Chapter 10a, Title 19, Page 60, Session Laws of Oklahoma 1941, and House Bill No. 1003, Special Acts, Page 602, Session Laws of Oklahoma 1955; repealing Section 1, Chapter 10d, Title 19, Page 81, Session Laws of Oklahoma 1953, as amended by Section 1, Chapter 10q, Title 19, Page 121, Session Laws of Oklahoma 1957; repealing 19 O. S. 1951, Section 324a, as amended by Section 1, Chapter 10, Title 19, Page 114, Session Laws of Oklahoma 1957,

and Section 1, Chapter 10d, Title 19, Page 115, Session Laws of Oklahoma 1957, and Section 1, Chapter 10e, Title 19, Page 116, Session Laws of Oklahoma 1957, and Section 1, Chapter 10f, Title 19, Page 116, Session Laws of Oklahoma 1957, and Section 1, Chapter 10h, Title 19, Page 117, Session Laws of Oklahoma 1957; repealing Sections 1 and 2, Chapter 10c, Title 19, Page 115, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10a, Title 19, Page 114, Session Laws of Oklahoma 1957, and Section 1, Chapter 10b, Title 19, Page 114, Session Laws of Oklahoma 1957, and Section 1 and 2, Chapter 10q, Title 19, Page 117, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10i, Title 19, Page 117, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10j, Title 19, Page 118, Session Laws of Oklahoma 1957, and Section 1, Chapter 10k, Title 19, Page 118, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10l, Title 19, Page 119, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10m, Title 19, Page 119, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10p, Title 19, Page 120, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10r, Title 19, Page 121, Session Laws of Oklahoma 1957, and Section 1, Chapter 10s, Title 19, Page 121, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10t, Title 19, Page 122, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10u, Title 19, Page 122, Session Laws of Oklahoma 1957, and Sections 1 and 2, Chapter 10v, Title 19, Page 122, Session Laws of Oklahoma 1957, and Section 1, Chapter 10w, Title 19, Page 123, Session Laws of Oklahoma 1957; and repealing 19 O. S. 1951, Section 180.46, and repealing all other laws and parts of laws in conflict herewith; and declaring an emergency.

SB 107—By Wilson (Beckham)— An Act to provide for the registration and

protection of trade marks, and repealing Title 78, Sections 1 to 20, inclusive. O. S. 1951.

President Pro Tempore Garvin presiding.

SECOND READING

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

SB 104—State and Federal Government.

SB 105—Education.

HB 600—Judiciary.

HB 524—Roads and Highways.

HB 563—Criminal Jurisprudence.

HB 598—Municipal Government.

Senator Collins asked to be shown excused until such time as he might return to the Chamber, which was the order.

GENERAL ORDER

HB 537, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 537** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 537** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 537 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantam, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Mor-

ford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Collins, Mahan.—2.

Not Voting: Boecher, Fine, Sandlin.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Collins, Mahan.—2.

Not Voting: Boecher, Fine, Sandlin.—3.

The emergency was declared passed.

HB 537 was properly signed and ordered returned to Honorable House.

Senator Grantham asked to be shown excused until such time as he might return to the Chamber, which was the order.

GENERAL ORDER

HB 557, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 557** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 557** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 557 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Collins, Grantham, Mahan.—3.

Not Voting: Bailey, Cartwright (Seminole), Fine, Sandlin, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Collins, Grantham, Mahan.—3.

Not Voting: Bailey, Cartwright (Seminole), Fine.—3.

The emergency was declared passed.

HB 557 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 576, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 576** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 576** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 576 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Collins, Grantham, Mahan.—3.

Not Voting: Cartwright (Seminole), Field, Fine, Miskovsky.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Collins, Grantham, Mahan.—3.

Not Voting: Cartwright (Seminole), Field, Fine, Miskovsky.—4.

The emergency was declared passed.

HB 576 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Hope asked unanimous consent, which was granted, that **SBs 52** and **84**, both by Hope and Bailey of the Senate and Ruby and Davis of the House, be withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget for correction.

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

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

The Senate, in open session, was presided over by President Pro Tempore Garvin.

Senator Wilson (Beckham) moved when the Clerk's desk is clear of routine matters the Senate adjourn to meet at 11:00 a. m. on Thursday.

President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a. m. Thursday.

Nineteenth Legislative Day

Thursday, February 5, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by President Pro Tempore Garvin.

Roll call was as follows:

Present: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Boecher, Cartwright (Bryan), Mahan, Sandlin.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by Mr. George O'Neal.

The Journal for the last legislative day was declared approved.

Senator Morford asked unanimous consent, which was granted, that his little daughter, Melinda Ann, be made an Honorary Page for this legislative day.

Senator Easterly asked unanimous consent, which was granted, that Timothy Wilson, young son of Senator Wilson (Beckham), be made an Honorary Page for this legislative day.

Senator Allen asked unanimous consent, which was granted, that Mike and John Tipps, young sons of Senator Tipps, be made Honorary Pages for this legislative day.

Senator Miskovsky asked unanimous consent, which was granted, that Gary Alexander of Ponca City be made an Honorary Page for this legislative day.

Senator Cartwright (Seminole), asked that the record show Senator Cartwright (Bryan) excused for this legislative day because of illness, which was the order.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Gene H. Henry states that he resides at 2516 Warwick Drive, Oklahoma City, Oklahoma; that he is 50 years of age; that he is legislative representative for Life Insurance Association of America; that he is paid a reasonable attorneys fee in accordance with his time and services rendered; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 4th day of February, 1959.

Gene H. Henry

1355 First National Bldg.

Oklahoma City, Oklahoma

RESOLUTION

SR 20 was introduced, read at length as follows, adopted upon motion of Sen-

ator Bailey and referred for enrollment:

SENATE RESOLUTION NO. 20—By Bailey.

A RESOLUTION COMMENDING MAUDE REYNOLDS FOR HER OUTSTANDING AND UNSELFISH CONTRIBUTIONS TO THE SPIRITUAL NEEDS OF THE INDIANS OF CLEVELAND COUNTY.

WHEREAS, Maude Reynolds, a Caddo Indian woman and resident of Cleveland County, and the devoted wife of the Rev. Ted Reynolds, had for years dreamed of an Indian Mission for Cleveland County so that the spiritual needs of her Indian people could be answered; and whereas this courageous Indian woman recently saw this dream become a reality with the completion of the Maude Reynolds Memorial Mission at Little Axe, Oklahoma, a new, modern church for the use and benefit of the residents of the Little Axe community; that said Mission was completed at a cost of over \$18,000 donated by the said Maude Reynolds; that said structure shall stand through the years as a monument to this good woman who placed the needs of her people above her own; and

WHEREAS, It is both fitting and proper that such dedication should be recognized by this Legislative Body.

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF OKLAHOMA:

SECTION 1. That the said Maude Reynolds be hereby commended for her outstanding contribution to the people of the Little Axe community.

SECTION 2. That a duly certified copy of this Resolution be forwarded to Maude Reynolds, Little Axe, as an expression of esteem by the Oklahoma State Senate.

FIRST READING

The following bills were introduced and read the first time:

SB 108—By Allen—An Act relating to applicators of pesticides to land or real property; amending Section 5, sub-article E, Article 3, Chapter A, Title 2, Page 16, Oklahoma Session Laws 1955; authorizing filing of public liability insurance policies in lieu of corporate surety bonds by applicants for permits as applicators; and declaring an emergency.

SB 109—By Ritzhaupt—An Act pertaining to opinions, rules and regulations of State agencies; requiring all rules or regulations adopted or promulgated by State agencies in order to administer a legislative Act, and certain opinions of the attorney general, to be filed with the Secretary of State, indexed, recorded, published in a State register, and distributed; providing that no such rules and regulations shall have force and effect until so filed; providing that no such rule, regulation or opinion shall have force or effect unless approved by the Legislature within sixty (60) days from the beginning of each session; prohibiting adoption or promulgation of any such rule, regulation or opinion which is not so approved when eligible, for a period of eighteen (18) months; providing for adoption and filing of such rules and regulations during the interim upon approval by legislative council; repealing conflicting Acts and parts of Acts; providing for severability; and declaring an emergency.

SECOND READING

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

SB 106—County Government.

SB 107—Judiciary.

GENERAL ORDER

SB 72, by Hamilton, Fine, McClendon, Trent and Stipe of the Senate and Cook of the House, was read and considered.

Upon motion of Senator Hamilton,

SB 72 was advanced to engrossment and third reading.

Upon motion of Senator Hamilton, the rules of the Senate were suspended, and **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: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Baldwin, Boecher, Cartwright (Bryan), Mahan, Sandlin.—5.

Not Voting: Field, Miskovsky.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Baldwin, Boecher, Cartwright (Bryan), Mahan, Sandlin.—5.

Not Voting: Field, Miskovsky.—2.

The emergency was declared passed.

SB 72 was referred for engrossment.

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

GENERAL ORDER

SB 89, by Kerr, was read and considered.

Senator Kerr moved to amend **SB 89**, line 11, page 3, by placing a period after the word, "made," and striking all of line 12, which amendment was declared adopted.

Upon request of Senator Kerr, further consideration of **SB 89** was deferred for this legislative day.

SB 37, by Sandlin, was read and considered.

Upon motion of Senator Sandlin, **SB 37** was advanced to engrossment and third reading.

Upon motion of Senator Sandlin, 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:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Baldwin, Boecher, Cartwright (Bryan), Mahan.—4.

Not Voting: Carrier, Field, King, McClendon, Miskovsky, Pitcher.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Her-

don, Hope, Kerr, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Baldwin, Boecher, Cartwright (Bryan), Mahan.—4.

Not Voting: Carrier, Field, King, McClendon, Miskovsky, Pitcher.—6.

The emergency was declared passed.

SB 37 was referred for engrossment.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, February 9, as provided under the Rules.

COMMITTEE REPORTS

By unanimous consent the following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

Do Pass:

SB 26—Appropriations and Budget.

HB 577—Appropriations and Budget.

FIRST READING

By unanimous consent the following

bills were introduced and read the first time:

SB 110—By Tipps—An Act pertaining to elections; prohibiting a person from being a candidate for public office who has been convicted of a felony; making no exception because of an appeal of a conviction; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 8, 23, 28, 50, 57, 83 and 94 each correctly engrossed.

SR 19 correctly enrolled.

Engrossed **SBs 8, 23, 28, 50, 57, 83 and 94** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 19** was properly signed and ordered transmitted to the Secretary of State.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet on Monday, February 9, as provided under the Rules 1:30 p. m.

Twentieth Legislative Day

Monday, February 9, 1959

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

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Absent: Breeden, Cowden, Hall, Miskovsky, Payne.—5.

The President presiding.

The President declared a quorum present.

Prayer was offered by Mr. George O'Neal, Calendar Clerk of the Senate.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following bill was reported by the Committee named, ordered printed and placed upon the Calendar:

DO PASS:

SB 10—Agriculture.

President Pro Tempore Garvin presiding.

SECOND READING

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

SB 108—Public Service Corporations.

SB 109—Judiciary.

SB 110—Privileges and Elections.

LOBBY PERMITS

The following requests for Lobby Permits were submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Lemuel E. Jones states that he resides at 425 Northwest 46th Street, Oklahoma City, Oklahoma; that he is 55 years of age; that he is legislative representative for Oklahoma State Fair and Exposition, Inc.; that he is paid the sum of \$____, per ____ for his services; that he makes this statement in compliance with the laws of the state and petitions the Honorable Oklahoma State Senate 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.

DATED this 5th day of February, 1959.

Lemuel E. Jones

C. G. Baker states that he resides at 2725 NW 25th, Oklahoma City, Oklahoma; that he is 54 years of age; that he is legislative representative for Oklahoma State Fair and Exposition, Inc.; that he is paid the sum of \$____, per ____ for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 5th day of February, 1959.

C. G. Baker

E. E. Jake Hill states that he resides at 4318 N. Blackwelder, Oklahoma City, Oklahoma; that he is 35 years of age; that he is legislative representative for Oklahoma State Fair and Exposition, Inc.; that he is paid the sum of \$-----, per ---- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 5th day of February, 1959.

E. E. Jake Hill

REFERRING TO SB 35

Senator Tipps asked unanimous consent that **SB 35**, by Hope and Bailey of the Senate, and Ruby and Davis of the House, be ordered withdrawn from the Committee on Appropriations and Budget and referred to the Committee on Military and Veterans Affairs and then to the Committee on Appropriations and Budget, which was the order.

GENERAL ORDER

Referring further to **SB 89** by Kerr:

Senator Hall moved to amend **SB 89**, line 11, page 3, after the word, "made" by adding the following: "unless ordered by the Court,"

By unanimous consent, upon request of Senator Kerr, further consideration of **SB 89** was temporarily deferred.

HB 577, by Ruby and Davis of the House, and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 577** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and

HB 577 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 577 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Not Voting: Bailey, Stipe, Trent.—3.

Absent: Breeden, Cowden, Hall, Miskovsky, Payne.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Not Voting: Bailey, Stipe, Trent.—3.

Absent: Breeden, Cowden, Hall, Miskovsky, Payne.—5.

The emergency was declared passed.

SB 577 was properly signed and ordered returned to Honorable House.

Senators Miskovsky and Hall asked to be recorded present, which was the order.

GENERAL ORDER

Referring further to **SB 89** by Kerr:

Senator Hall asked unanimous consent to withdraw his amendment to **SB 89**, line 11, page 3, which was the order.

Upon motion of Senator Kerr, **SB 89** was advanced to engrossment and third reading.

Upon motion of Senator Kerr, the rules of the Senate were suspended, and **SB 89** was considered engrossed and placed upon third reading and final passage.

Senators Payne, Breeden and Cowden asked to be recorded present, which was the order.

THIRD READING

SB 89 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Not Voting: Carrier, Harris.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Not Voting: Carrier, Harris.—2.

The emergency was declared passed.

SB 89 was referred for engrossment.

GENERAL ORDER

SB 26, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 26** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Baldwin, Cartwright (Bryan).—2.

Not Voting: Cowden, Harris.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Baldwin, Cartwright (Bryan).—
2.

Not Voting: Cowden, Harris.—2.

The emergency was declared passed.

SB 26 was referred for engrossment.

FIRST READING

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

SB 111—By Shoemake and Allen—An Act relating to boats and vessels; declaring State policy; defining words and terms; providing for licensing, regulating, and collecting fees; designating parks division, Oklahoma Planning and Resources Board, as administering and enforcing agency; authorizing promulgation of rules and regulations, with requirements for filing; enumerating authorized and prohibited operations; specifying action in collisions, accidents, and casualties; declaring civil liability; prescribing penalties for violations; making provisions of Act severable and cumulative; and declaring an emergency.

SB 112—By Roads and Highways—An Act relating to the Oklahoma State Highway Department; providing for a retirement and/or benefit system for employees of the Oklahoma State Highway Department and for their dependents and beneficiaries; providing for the creation, maintenance and administration of a retirement system for employees of the Oklahoma State Highway Department, their dependents and beneficiaries; appropriating Fifty Thousand Dollars (\$50,000.00) from department funds for organization and initial operation of the system; fixing the date of inception of the Act providing for severability; and declaring an emergency.

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Wilson (Beckham)

that the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session, with President Pro Tempore Garvin 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 95—Privileges and Elections.

RESOLUTION

By unanimous consent, Senator Cobb introduced the following Resolution:

SR 21—By Cobb, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Dacus, Field, Fine, Hamilton, Harris, Herndon, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Ritzhaupt, Tipps, Trent, Walker and Wilson (Greer)—A Resolution commending the Senate Committee on Public Safety and the Chairman thereof, and reprimanding the Commissioner of Public Safety.

Senator Cobb asked that **SR 21** be taken up for immediate consideration, to which Senator King objected, citing Senate Rule 20.

Senator Cobb asked unanimous consent, to which objection was voiced, that the Rules be suspended for the purpose of immediately considering **SR 21**.

Senator Cobb moved that the Rules be suspended for the purpose of immediately considering **SR 21**, which motion was declared adopted, upon a standing vote of 27 AYES.

SR 21 was read at length.

Senator Ritzhaupt asked unanimous consent, which was granted, to amend **SR 21**, line 2 of paragraph 5, by striking the word "fear" and inserting the word "possibility."

SR 21, as amended, was read and adopted upon motion of Senator Cobb, following which it was ordered referred for enrollment:

SENATE RESOLUTION NO. 21 —
By Cobb, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Dacus, Field, Fine, Hamilton, Harris, Herndon, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Ritzhaupt, Tipps, Trent, Walker, Wilson (Greer).

A RESOLUTION COMMENDING THE SENATE COMMITTEE ON PUBLIC SAFETY AND THE CHAIRMAN THEREOF, AND REPRIMANDING THE COMMISSIONER OF PUBLIC SAFETY.

WHEREAS, It is an important, essential, and constitutional function of the Legislature, through its Committees, to scrutinize and examine the operation, policies and practices of the various Departments of State Government, and thereby better inform the people of the conduct of their government and better inform the Legislature of the needs for progressive legislation; and

WHEREAS, Looking toward corrective legislation, the Senate Public Safety Committee by the unanimous vote of its membership has undertaken a study of the personnel practices and general policies and operation of the Department of Public Safety, said study having been conducted in an orderly and dignified manner; and

WHEREAS, The Commissioner of Public Safety appeared before said Committee at the request of the Committee, made upon the unanimous vote of its membership, and did level a personal attack upon the Chairman of said Committee, questioning his motives and integrity, said attack being wholly unjustified, unfair and uncalled for; and

WHEREAS, Although the attack was said to be made only upon the Committee Chairman and not its members or the State Senate, said Committee and

the Chairman thereof were selected by and are representative of the Oklahoma State Senate itself, and the unwarranted attack constitutes an attack upon the Oklahoma State Senate and every member thereof; and

WHEREAS, The Oklahoma State Senate cannot allow said attack to go unanswered, lest the possibility of similar action in the future by this and other Department Heads should deter and hamper the Legislature in its obligations to make complete and thorough studies of the various departments, and propose without fear of reprisals or personal attacks any needed legislation.

NOW, THEREFORE BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the members of the Senate, now assembled, do hereby commend the Senate Public Safety Committee and the Chairman thereof for their orderly and dignified and needed study of this important Department of the State Government, and further commend said Committee and Chairman for the determination to continue such study in spite of the unjustified personal attack upon the Chairman of said Committee.

BE IT FURTHER RESOLVED THAT, said Senate Public Safety Committee be and the same is hereby granted and conferred the power to subpoena and compel witnesses to appear before it at such times and places and to give such information and testimony as said committee may desire in the furtherance of its study.

BE IT FURTHER RESOLVED THAT, the Oklahoma State Senate does hereby reprimand the Commissioner of Public Safety for attempting to bring said Committee down to the level of personalities and thereby hamper and deter said Committee in its important work; and that he be officially requested to give his complete and whole-hearted co-operation

to said Committee or any other proper Legislative Committee to the end that the people may know more about their government and their interests be properly and justly served.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

FIRST READING

By unanimous consent, the following bills and/or resolutions were introduced and read the first time:

SB 113—By Wilson (Beckham), Payne and Sandlin of the Senate, and Huser, Ogden, Haworth and Sare of the House—An Act relating to public officers; creating the Office of District Attorney in the State of Oklahoma; providing for his powers, duties, election, term of office and compensation; providing for appointment of assistants, and employees, and the powers, duties and compensation thereof; abolishing the Office of County Attorney; repealing 19 O. S. 1951, Sections 181, 182, 183, 185, 185a, 185b, 186, 187, as amended by Section 1, Chapter 7b, Title 19, Page 113, Oklahoma Session Laws 1957, Sections 188, 189, 190, 191, 202, 203, 204, and Section 1, Chapter 7, Title 19, Page 79, Oklahoma Session Laws 1953, and Section 1, Chapter 7, Title 19, Page 155, Oklahoma Session Laws 1955, and Chapter 7a, Title 19, Pages 155 and 156, Oklahoma Session Laws 1955, and Section 1, Chapter 7b, Page 156, Oklahoma Session Laws 1955, Section 1, Chapter 7, Title 19, Oklahoma Session Laws 1957, and Chapter 7a, Title 19, Oklahoma Session Laws 1957, and Chapter 7b, Title 19, Oklahoma Session Laws 1957, and Chapter 7c, Title 19, Oklahoma Session Laws 1957, and 22 O. S. 1951, Section 258, second.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 536—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Chief Mine Inspector; providing that the Chief Mine Inspector shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 541—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Criminal Court of Appeals; providing that the Judges of the Criminal Court of Appeals shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 544—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriation to the School Lunch Division of the State Board of Education; stating the purpose; authority for the appointment and compensation of personnel; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

HB 545—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Board of Equalization; providing that the Assistant Secretary of the Board of Equalization shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 552—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the State Mining Board; providing

that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 592—By Finch, Watkins, Hopkins, Mountford, Odom (Wagoner), McGahey, Howe, and Wilkerson of the House and Collins and Stipe of the Senate—An Act amending the Employment Security Act; defining unemployment for the purpose of unemployment compensation; amending Section 229 (j), Title 40, Oklahoma Statutes 1951; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 508** and **509**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 37 and **72** each correctly engrossed.

SR 20 correctly enrolled.

Engrossed **SBs 37** and **72** 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.

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 24—Appropriations and Budget.

SB 65—Appropriations and Budget.

DO PASS, as amended:

SB 84—Appropriations and Budget.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p.m., tomorrow.

Twenty-first Legislative Day

Tuesday, February 10, 1959

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

Roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Allen, Cobb, McClendon, Mahan, Tipps.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend Carol Christian, Pastor of the Missionary Baptist Church of Holdenville.

Senator Shoemake introduced the following named Camp Fire Girls from the Fifth Grade in Norman, Group I-Owe-Oke, and he and Senator Bailey asked unanimous consent, which was granted, that they be named Honorary Pages for this legislative day: Kathy Burkett, Micki May, Paula Gail Rich, Nancy McPherson, Karen Kelley, Jill Johnson, Debby Reid, Candy Ann Fischer, Barbara Malone and Dianne Strickland.

The Journal for the last legislative day was declared approved.

Senator Collins asked that the record show him excused until such time as he returns which was the order.

RESOLUTION

SR 22 was introduced by Senator Bailey, following which Senators Walker, Hope, Shoemake, Field, Trent, Cartwright (Bryan), Carrier, Boecher, Breeden and Hamilton asked unanimous consent to be made co-authors, which was the order.

SR 22, as co-authored, was read at length as follows, adopted upon motion of Senator Bailey and ordered referred for enrollment:

SR 22—By Bailey, Walker, Hope, Shoemake, Field, Trent, Cartwright (Bryan), Carrier, Boecher, Breeden and Hamilton.

A RESOLUTION COMMENDING THE HONORABLE A. B. GREEN, FORMER MEMBER, CHAIRMAN AND VICE CHAIRMAN OF THE STATE HIGHWAY COMMISSION FROM DISTRICT NUMBER FIVE.

WHEREAS, during the month of January Nineteen Hundred and Fifty-nine Mr. A. B. Green of Purcell, Oklahoma, concluded four years of active and faithful service as member, chairman and vice chairman of the State Highway Commission, and

WHEREAS, during this period of service Oklahomans witnessed the greatest of all expansions in both the State and Federal Highway Systems, and

WHEREAS, this son of a pioneer Oklahoma family, successful farmer, rancher, oilman and civic leader of Purcell and McClain County, did exert bold and aggressive leadership in advancing the extensive highway building program

for the entire State of Oklahoma, and

WHEREAS, it is both fitting and proper that this Legislative Body does recognize and express its appreciation for the dedicated and conspicuous leadership and service of this public servant.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. That the Honorable A. B. Green be hereby commended for his four years of exemplary service as a dedicated member of the Highway Commission of the State of Oklahoma.

SECTION 2. That a duly certified copy of this Resolution be forwarded by the Secretary of this Legislative Body to the Honorable A. B. Green, Purcell, Oklahoma, as an expression of high regard and appreciation for services rendered.

Senator Baldwin moved that the vote be reconsidered by which **SR 22** was adopted, which motion was declared adopted.

By unanimous consent, Senators Baldwin, Stipe, Fine, Wilson (Greer), Cartwright (Seminole), Cowden and Collins were added as co-authors of **SR 22**.

SR 22, as further co-authored, was read at length as follows, adopted upon motion of Senator Grantham and ordered referred for enrollment:

SENATE RESOLUTION NO. 22—By: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Field, Fine, Hamilton, Hope, Shoemake, Stipe, Trent, Walker, Wilson (Greer).

A RESOLUTION COMMENDING THE HONORABLE A. B. GREEN, FORMER MEMBER, CHAIRMAN AND VICE CHAIRMAN OF THE STATE HIGHWAY COMMISSION FROM DISTRICT NUMBER FIVE.

WHEREAS, during the month of January Nineteen Hundred and Fifty-nine Mr. A. B. Green of Purcell, Okla-

homa, concluded four years of active and faithful service as member, chairman and vice chairman of the State Highway Commission, and

WHEREAS, during this period of service Oklahomans witnessed the greatest of all expansions in both the State and Federal Highway Systems, and

WHEREAS, this son of a pioneer Oklahoma family, successful farmer, rancher, oilman and civic leader of Purcell and McClain County, did exert bold and aggressive leadership in advancing the extensive highway building program for the entire State of Oklahoma, and

WHEREAS, it is both fitting and proper that this Legislative Body does recognize and express its appreciation for the dedicated and conspicuous leadership and service of this public servant.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. That the Honorable A. B. Green be hereby commended for his four years of exemplary service as a dedicated member of the Highway Commission of the State of Oklahoma.

SECTION 2. That a duly certified copy of this Resolution be forwarded by the Secretary of this Legislative Body to the Honorable A. B. Green, Purcell, Oklahoma, as an expression of high regard and appreciation for services rendered.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

R. D. Byrum states that he resides at 845 South Gary Pl. Tulsa, Oklahoma; that he is 54 years of age; that he is legislative representative for Oklahoma State Association of Barbers; that he is paid the sum of \$----, per ---- for his services; that he makes this statement in compliance with the laws of

the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 2nd day of February, 1959.

R. D. Byrum.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 98—County government.

DO PASS, as amended:

SB 22—County government.

FIRST READING

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

SB 114 — By Committee on Public Safety—An Act relating to public safety; providing a highway safety code for the State of Oklahoma; defining words and phrases; providing laws relating to the theft of vehicles; regulating dealers, wreckers and rebuilders; providing for operator's and chauffeur's licenses, the issuance, expiration, renewal, cancellation, suspension or revocation of licenses; providing for a financial responsibility Act; administration of a financial responsibility Act; the posting of security following an accident, the posting of proof of financial responsibility for the future; providing for regulation of owners of for-rent vehicles; providing for filing of accident reports; providing for rules of the road for motor vehicles; pedestrians and other users of the highways; providing for required equipment on vehicles; providing for the inspection of vehicles; providing size, weight and load limits on vehicles; providing for powers of the State and local authorities, providing for procedures upon arrests; making the violation of this

Act a crime and providing penalties; requiring the maintenance of records and submission of reports; providing for judicial review of certain Acts or orders issued by administrators of this Act; fixing operative date of Act; providing for severability and repealing Chapters 9 and 14, Oklahoma Statutes 1951, and all sections therein as unamended or as amended in 1953, 1955, or 1957 and 47 Oklahoma Statutes 1951, Sections 20.32, 22.15, 23.7, 23.8, 23.9, 23.11, 116.4, 116.6, 116.7, 116.8, 116.9, 116.10, 121.2, 121.4, 121.7, 121.10, 121.12, 131, 132, 133, 141, 142, 143, 144, 145, 147.1, 147.2, 231, 232, 233, 234, 235, and 93 as amended by Section 1, Chapter 4e, Title 47, Oklahoma Session Laws 1953 and Section 1, Chapter 4, Title 47, Oklahoma Session Laws 1955 and as amended by Section 1, Chapter 4, Title 47, Oklahoma Session Laws 1957, 116.1 as amended by Section 1, Chapter 4a, Title 47, Oklahoma Session Laws 1953 and by Section 1, Chapter 4a, Title 47, Oklahoma Session Laws 1955 and by Section 3, House Bill No. 881 of the Twenty-Sixth Oklahoma Legislature and by Section 1, Chapter 4a, Title 47, Oklahoma Session Laws 1957, 116.2 as amended by Section 1, Chapter 4b, Title 47, Oklahoma Session Laws 1953, 116.3 as amended by Section 2, Chapter 1, Title 47, Oklahoma Session Laws 1957, 116.5 as amended by Section 5, Chapter 4b, Title 47, Oklahoma Session Laws 1957, 121.1 as amended by Section 1, Chapter 4b, Title 47, Oklahoma Session Laws 1955, 121.3 as amended by Section 1, Chapter 4h, Title 47, Oklahoma Session Laws 1953 and by Section 1, Chapter 4c, Title 47, Oklahoma Session Laws 1955 and by Section 1, Chapter 4d, Title 47, Oklahoma Session Laws 1955, 121.6 as amended by Section 1, Chapter 4f, Title 47, Oklahoma Session Laws 1953, 121.8 as amended by Section 1, Chapter 4c, Title 47, Oklahoma Session Laws 1953, 121.9 as amended by Section 1, Chapter 4d, Title 47, Oklahoma Session Laws 1953, 148 as amended by Section

1. Chapter 5, Title 47, Oklahoma Session Laws 1953, and Section 1 of House Bill No. 756 of the 1953 Legislative Session, and Sections 1 through 15, House Bill No. 261 of the 1953 Legislative Session, and Sections 1 through 11 of Senate Bill 286 of the 1957 Legislative Session and Sections 1 through 5 of Senate Bill 137 of the 1953 Legislative Session and other conflicting laws, and declaring an emergency.

SB 115—By Hope and Bailey.—An Act amending Title 20, Section 109, of the statutes of the State of Oklahoma, and fixing the salaries of district superior, common pleas and industrial commission court reporters: repealing in part, Title 19, Section 180.42h, and declaring an emergency.

SJR 11—By Wilson (Beckham), and Sandlin.—A Joint Resolution directing the Secretary of State to refer to the people at a special election for their approval or rejection a proposed amendment to the Constitution adding to Article V thereof a new section to be known as Section 1A; repealing Sections 9 through 16 of Article V; providing that beginning in 1962 each county of the State shall have one State Representative and one Representative for each twenty thousand population over its first twenty thousand; providing that the eleven most populous counties shall each have one State Senator; providing that the other sixty six counties shall be divided into districts comprised of two contiguous counties and that each district shall have one State Senator; providing for reapportionment by a commission if the Legislature fails to reapportion itself; making this amendment self-executing; providing a ballot title; and ordering a special election:

SJR 12—By Trent.—A joint resolution proposing an amendment to Article X of the Constitution of Oklahoma, to be known as Section 34; authorizing enactment of laws whereby the State may become indebted in an amount not to

exceed one hundred and twenty-five million dollars (\$125,000,000.00) for the purpose of construction of state and county highways; relating to the payment and discharge of the interest and principal of said debt; and providing for the submission of said proposed 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 111—Judiciary.

SB 112—State and Federal Government.

SB 113—Criminal Jurisprudence.

HB 536—Appropriations and Budget.

HB 541—Appropriations and Budget.

HB 544—Appropriations and Budget.

HB 545—Appropriations and Budget.

HB 552—Appropriations and Budget.

HB 592—Labor Relations.

GENERAL ORDER

SB 95, by Berrong, was read and considered.

Upon motion of Senator Berrong, **SB 95** was advanced to engrossment and third reading.

Upon motion of Senator Berrong, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Shoemake,

Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Allen, Cobb, Collins, McClendon, Mahan, Tipps.—6.

Not Voting: Ritzhaupt, Sandlin.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Allen, Cobb, Collins, McClendon, Mahan, Tipps.—6.

Not Voting: Ritzhaupt, Sandlin.—2.

The emergency was declared passed.

SB 95 was referred for engrossment.

Senators McClendon and Mahan asked to be recorded present, which was the order.

GENERAL ORDER

SB 84, by Hope and Bailey of the Senate and Ruby and Bailey of the House, was read and considered.

Upon motion of Senator Hope, **SB 84** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham,

Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Allen, Cobb, Collins, Tipps.—4.

Not Voting: Cowden, Land.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Allen, Cobb, Collins, Tipps.—4.

Not Voting: Cowden, Land.—2.

The emergency was declared passed.

SB 84 was referred for engrossment.

GENERAL ORDER

SB 10, by Trent, Allen, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, King, McClendon, McColgin, McSpadden, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker and Wilson (Greer), was read and considered.

Senator Trent asked unanimous consent that **SB 10** be ordered withdrawn from the Calendar and referred to the Committee on Appropriations and Budget, which was the order.

Senator Cartwright (Bryan) presiding.

SB 65, by Hope and Bailey of the Senate, and Ruby and Davis of the

House, was read and considered.

Upon motion of Senator Hope, **SB 65** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 65** was considered engrossed and placed upon third reading and final passage.

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

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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Allen, Collins, Tipps.—3.

Not Voting: Miskovsky, Morford.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Allen, Collins, Tipps.—3.

Not Voting: Miskovsky, Morford.—2.

The emergency was declared passed.

SB 65 was referred for engrossment.

GENERAL ORDER

SB 25, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Senator Hope moved to amend **SB 25**, page 3, line 6, after the word, "Commissioners," by striking the figure, "3," and inserting the figure, "5,"

Senator Stipe asked unanimous consent to amend **SB 25**, line 3, page 3, after the word, "Assistant," by striking the words "Department Head," and inserting the word, "Administrator," which amendment was declared adopted.

Senator Hope asked unanimous consent that **SB 25** be ordered re-referred to the Committee on Appropriations and Budget, to which Senator Baldwin objected.

Senator Baldwin moved that **SB 25** be ordered withdrawn from the Calendar and referred to the Committee on Insurance and then to the Committee on Appropriations and Budget, which motion was declared adopted.

SB 49, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Senator Hope asked unanimous consent that further consideration of **SB 49** be deferred for this legislative day, which was the order.

FIRST READING

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

SB 116—By Breeden of the Senate and Richeson of the House.—An Act amending 75 O. S. 1951 § 12a; providing for the enrollment of engrossed bills and resolutions by the House in which same originated when same are returned by the other house without amendment; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 513**.

Senator Grantham asked for immediate consideration of Engrossed **HCR 513**, which was granted, following which Senators Shoemake, Sandlin, Field, King, Payne, Kerr, Hamilton, McClendon, Baldwin, McSpadden, Mahan, Cowden, Ritzhaupt, Breeden, Carrier, Walker, Dacus, Berrong, Garvin and McColgin asked to be made co-authors of the Resolution, which was ordered the Resolution being read at length as follows and adopted, as co-authored, upon motion of Senator Grantham:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 513—By Foster, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe (Kay), Howze (Seminole), Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larson, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), and Wolf of the House and Grantham, Shoemake, Sandlin, Field, King, Payne, Kerr, Hamilton, McClendon, Baldwin, McSpadden, Mahan, Cowden, Ritzhaupt, Breeden,

Carrier, Walker, Dacus, Berrong, Garvin and McColgin of the Senate.

A CONCURRENT RESOLUTION COMMEMORATING BOY SCOUT WEEK AND THE 49th ANNIVERSARY OF THE BOY SCOUTS OF AMERICA.

WHEREAS, the 49th anniversary of the Boy Scouts of America is being observed from Saturday, February 7 through Friday, February 13 throughout the Nation for a period known as Boy Scout Week.

WHEREAS, members of the Oklahoma Legislature believe that the Program of the Boy Scouts of America is a vital influence in the training of thousands of our youth in physical fitness, character development and the qualities of good citizenship.

NOW, BE IT THEREFORE RESOLVED by the House of Representatives of the Twenty-seventh Oklahoma Legislature, the Honorable Senate concurring therein.

SECTION 1. That the thousands of volunteer leaders are hereby commended for their unselfish service to the 49,700 active members of the Boy Scouts of America in Oklahoma.

SECTION 2. That a copy of this resolution be sent to the Chief Scout Executive and to each of the Presidents of the nine Boy Scout Councils in Oklahoma.

Engrossed **HCR 513** was properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 511**.

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

Senator Payne moved 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 passage of and transmitting for consideration Engrossed:

HB 502—By Romang.—An Act relating to right-of-way of vehicles entering or crossing a paved road from an unpaved road where there are no traffic controls, signs or signals; defining a paved road; and declaring an emergency.

HB 620—By Howard, McCune, Johnston, Hopkins, Bradley (Tulsa), McGahey, Daugherty, Spraker, Dyer, Willis (Cherokee), Wilcox and Cox.—An Act pertaining to recipients of public welfare aid or assistance; declaring the purpose of the Act to be prevention of improper solicitation, and not prevention of legitimate group action; prohibiting misrepresentations in connection with solicitations; declaring violations to be misdemeanors and providing penalties therefor; providing for severability; and declaring an emergency.

The above numbered **HBs** were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 21 correctly enrolled.

SBs 26 and **89** each correctly engrossed.

Enrolled **SR 21** was properly signed and ordered transmitted to the Secretary of State.

Engrossed **SBs 26** and **89** were, each, properly signed and ordered transmitted

to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SJR 7**, coauthored by Goodfellow, Forsythe, Belvin, Fogarty and Willis (Jackson).

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:

SB 18—State and Federal Government.

SB 77—State and Federal Government.

SB 103—Appropriations and Budget.

DO PASS, as amended:

SJR 1—Constitutional Amendments, Initiative and Referendum and Code Revision.

SJR 2—Constitutional Amendments, Initiative and Referendum and Code Revision.

SB 40—Appropriations and Budget.

SB 41—Appropriations and Budget.

HB 540—Appropriations and Budget.

As provided under the Payne motion, the Senate was declared adjourned to meet as provided under the Rules 1:30 p. m., tomorrow.

Twenty-second Legislative Day

Wednesday, February 11, 1959

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

Roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Boecher.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Miskovsky asked unanimous consent, which was granted, that Gary Alexander of Ponca City, and Richard Randolph Gregory of Oklahoma City, be made Honorary Pages for this legislative day.

The Journal for the last legislative day was declared approved.

This being the birthday of Senator Carrier, Senator Breeden announced the event was being observed in his office, to which all members of the Senate were invited to partake of coffee and cake.

COMMUNICATION:

The following communication from

Mr. J. K. Henry, Assistant Secretary of the State Election Board, was read and ordered incorporated in the Journal:

February 11, 1959

Honorable Harold T. Garvin
President Pro Tempore
State Senate
Oklahoma City, Oklahoma
Dear Senator Garvin:

I wish it were possible for the Oklahoma State Senate to know just how its adoption of **SR 16** helped me. Probably more credit was given me than I deserved, but it surely was kind of you to think of me.

It is useless for me to say that I think the Senate is the balance wheel of our state government, for you must know my attitude towards the importance of each member and the Senate as a body.

With the greatest of appreciation and every good wish to each member of the Senate, I am

Sincerely,

J. K. Henry, Asst. Sec'y
State Election Board

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 78—Judiciary.

DO PASS, as amended:

HB 511—Insurance

SB 71—Judiciary, co-authored by Senator Sandlin.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 114—Public Safety.

SB 115—Judiciary.

SB 116—To Calendar by Unanimous Consent.

SJR 11—Congressional and Legislative Redistricting.

SJR 12—Roads and Highways.

HB 502—Judiciary.

HB 620—Criminal Jurisprudence.

GENERAL ORDER

SB 18, by Land of the Senate, was read and considered.

Upon motion of Senator Land, **SB 18** was advanced to engrossment and third reading.

Upon motion of Senator Land, the rules of the Senate were suspended, and **SB 18** 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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Boecher.—1.

Not Voting: Herndon, Trent.—2.

The bill was declared passed.

SB 18 was referred for engrossment.

GENERAL ORDER

SB 91, by Tipps, Herndon, Allen, Collins, Cobb, Cartwright (Bryan), Fine and McSpadden of the Senate, and Cartwright of the House, was read and considered.

Senator Tipps moved to amend **SB 91**, lines 16 and 17, page 3, by striking after the words, "fee of" and before the word, "to," the words and figures, "One Hundred Dollars (\$100.00)," and inserting the words and figures, "Thirty-five Dollars (\$35.00)" which amendment was declared adopted.

Senator Tipps moved to amend lines 13 and 14, page 5, by striking after the words, "additional fee of," on line 13, and before the words "for each additional vehicle license," the words and figures, "Fifty Dollars (\$50.00)," and by inserting the words and figures, "Twenty-five Dollars \$25.00," which amendment was declared adopted.

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

Senator Hamilton moved to amend **SB 91**, line 14, page 2, by inserting after the word, "minnows," and before the word, "unless," the words, "for the purposes of commercial enterprises," which amendment was declared adopted.

Upon motion of Senator Tipps, **SB 91**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Tipps, the rules of the Senate were suspended, and **SB 91**, as amended, was considered engrossed 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—41.

Nay: Walker.—1.

Not Voting: Baldwin, Hope.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—41.

Nay: Walker.—1.

Not Voting: Baldwin, Hope.—2.

The emergency was declared passed.

SB 91, as amended, was referred for engrossment.

GENERAL ORDER

SJR 1, by Wilson (Beckham) and Payne of the Senate, and Lollar, et al, of the House, was called for consideration by the Assistant Floor Leader, Senator Payne.

Senator Cobb moved that consideration of **SJR 1** be deferred to some future legislative day, which was tabled upon motion of Senator Mahan.

Senator Fine asked that **SJR 1** be read section by section, which was the order.

Sub-section 1 of Section 1 was read and considered.

Senators Breeden, Berrong and Ritzhaupt moved to amend **SJR 1** as follows:

By inserting on Line 1 of Page 3, after the word "Senate" and before the word "The" the following words:

"The Oklahoma Alcoholic Beverage Control Board is hereby created as the wholesale distributor and seller of alcoholic beverages within the State of Oklahoma. It is granted the sole right to sell such alcoholic beverages at wholesale within the State of Oklahoma, and no licensee or permittee who is granted the right to sell, distribute or receive such alcoholic beverages at retail shall purchase any such alcoholic beverages from any source other than the Oklahoma Alcoholic Beverage Control Board,"

By striking the first paragraph of Section 8, and

In Section 10 by striking the words "or wholesale distributor's" following the word "retail" in line 18, page 10.

Senator Fine moved that members of the Honorable House be provided with seats in order to hear the discussion before the Senate and if necessary that the Senate stand at ease for this purpose, which motion prevailed.

Upon motion of Senator Trent, the Senate was at ease pending arrangements by the Sergeant-at-Arms for seating the Honorable House members.

The Senate was called to order at 2:40 p.m. by President Pro Tempore Garvin.

The vote occurring on the Breeden, Berrong, Ritzhaupt amendment, it was declared failed of adoption upon roll call as follows:

Aye: Allen, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Dacus, Fine, Hamilton, Herndon, Kerr, King, McClendon, Morford, Ritzhaupt, Trent.—17.

Nay: Bailey, Baldwin, Cartwright

(Bryan), Collins, Cowden, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Land, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Not Voting: McColgin.—1.

Senator McClendon moved to amend **SJR 1**, line 2, page 3, by inserting after the word, "Director," and before the word, "whose," the words, "with the advice and consent of the State Senate," which amendment was declared adopted by unanimous consent upon request of Senator Wilson (Beckham).

Senator McClendon moved to amend **SJR 1**, line 4, page 3, by striking all of lines 4, 5, 6, 7, 8, 9, 10 and that part of line 11 before the word, "The," which amendment was declared adopted.

Upon motion of Senator Payne, Sub-section 1 of Section 1, as amended, was declared adopted.

Sub-section 2 of Section 1 was read and considered.

Upon motion of Senator Payne, Sub-section 2 of Section 1, was declared adopted.

Sub-section 3 of Section 1 was read and considered.

Senator Harris moved to amend **SJR 1**, line 9, page 5 as follows:

By adding following the period after the word, "amendment," the words, "Provided that any manufacturer, or subsidiary of any manufacturer who markets his product solely through a subsidiary or subsidiaries, a distiller, rectifier, bottler, winemaker, brewer, or importer of alcoholic beverage, bottled or made in a foreign country, either within or without this State, shall be required to sell such brands or kinds of alcoholic beverages to every licensed wholesale distributor who desires to purchase the same, on the same price basis and without discrimination, and shall further be required to sell such

beverages only to those distributors licensed as wholesale distributors, and all laws passed by the Legislature under the authority of the Article shall be consistent with this provision."

Senators Miskovsky and Mahan, as a substitute, moved to amend **SJR 1**, line 9, page 5, by adding following the period after the word, "amendment," the words, "Provided that manufacturer or subsidiary of any manufacturer or distiller, rectifier, bottler, winemaker, brewer or importer of alcoholic beverage shall appoint a wholesaler in this State to represent and distribute the brands or kinds of alcoholic beverage manufactured or sold by such manufacturer or subsidiary or distiller, rectifier, bottler, winemaker, brewer or importer of alcoholic beverage; such wholesaler so appointed must be eligible for license in this State as a wholesaler," and renumbering the remaining sections.

Senator Ritzhaupt raised a point of order against the Miskovsky-Mahan amendment stating the amendment was diametrically opposed to the Harris amendment, which point of order was sustained.

Senators Cartwright (Bryan), Grantham, McSpadden, Breeden, Allen, Cartwright (Seminole), McClendon, Collins, Baldwin, Cobb, Kerr, Fine, Field, Ritzhaupt, Hamilton, Berrong and McColgin asked unanimous consent to be made coauthors of the Harris amendment, which was the order.

The vote occurring on the Harris amendment as coauthored it was declared adopted upon roll call as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—38.

Nay: Hall, Mahan, Miskovsky, Pazoureck, Stipe, Wilson (Beckham).—6.

Senator Miskovsky asked unanimous consent, which was granted, that the Miskovsky-Mahan amendment to line 9, page 5, ruled out of order on a point of order raised by Senator Ritzhaupt, be placed before the Senate for a vote.

The vote occurring on the Miskovsky-Mahan amendment, it was declared failed of adoption.

Senator Baldwin moved that the Senate extend gratitude to Senator Cowden and his Committee for the splendid work they had done on **SJR 1**, which motion was declared adopted.

Upon motion of Senator Payne, Subsection 3 of Section 1, as amended, was declared adopted.

Subsection 4 of Section 1 was read and considered.

Senators Pitcher, Pazoureck and Miskovsky moved to amend **SJR 1**, line 5, page 6, by striking the word, "five," and inserting the word, "two."

Senator Payne asked unanimous consent that the Pitcher et al amendment be adopted, to which Senator King objected.

Upon motion of Senator Pitcher, the amendment was declared adopted.

Upon motion of Senator Payne Subsection 4 of Section 1, as amended, was declared adopted.

Sub-section 5 of Section 1 was read and considered.

Senator Bailey moved to amend **SJR 1**, lines 5 and 6, page 7, by adding after the word, "to," and before the word, "persons," the words, "such persons in violation of this section shall be deemed felonies," on which consideration was deferred by unanimous consent in order to consider an amendment to be offered by Senator Hamilton.

Senator Hamilton moved to amend **SJR 1**, line 11, page 7, by striking after the article, "a," the word "misdemean-

or," and inserting the word "felony," which amendment was declared adopted.

Senator Bailey asked unanimous consent to withdraw his amendment and that he be made co-author of the Hamilton amendment, which was the order.

Senators Cobb and McClendon moved to amend **SJR 1**, line 9, page 7, by inserting a new paragraph at the end of line 9 and renumbering the remaining lines. "It shall be unlawful for any person, firm or corporation to advertise the sale of alcoholic beverage within the State of Oklahoma."

Senator King, moved to amend the Cobb-McClendon amendment by inserting after the word, "Oklahoma," the following: "except one sign at the retail outlet bearing the words, "Retail Alcoholic Liquor Store."

Senator Fine asked to be made a co-author of the Cobb-McClendon amendment, which was the order.

By unanimous consent, upon request of Senator Cobb, the King amendment to the Cobb-McClendon-Fine amendment was declared adopted.

Senator Wilson (Beckham) moved that the Cobb-McClendon-Fine amendment, as amended, be tabled, which motion was declared failed of adoption upon roll call as follows:

Aye: Bailey, Baldwin, Boecher, Easterly, Garvin, Hall, Harris, Kerr, Land, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—20.

Nay: Allen, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Grantham, Hamilton, Herndon, Hope, King, McClendon, McColgin, McSpadden, Morford, Sandlin, Trent, Walker.—22.

Not Voting: Collins.—1.

Excused from Voting: Breeden.—1.

The vote occurring on the Cobb-McClendon-Fine amendment, as amended

it was declared adopted upon roll call as follows:

Aye: Allen, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Grant-ham, Hamilton, Herndon, Hope, Kerr, King, McClendon, McColgin, Morford, Sandlin, Trent, Walker.—22.

Nay: Bailey, Baldwin, Easterly, Garvin, Hall, Harris, Land, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—19.

Not Voting: Boecher, Collins.—2.

Excused from Voting: Breedem.—1.

Senator Miskovsky moved to amend the Cobb-McClendon-Fine amendment by adding after the word, "Oklahoma," the words, "until otherwise provided by the Legislature," which amendment was withdrawn.

Upon motion of Senator Payne, Sub-section 5, of Section 1, as amended, was declared adopted.

Sub-section 6 of Section 1 was read and considered.

Senator Mahan presiding.

Senator Bailey moved to amend **SJR 1**, line 10, page 8, by striking the period after the word, "misdemeanor," and adding the following: "and any license issued pursuant to the provisions of this Act shall be revoked upon conviction for such sale in violation of this section," which amendment was declared adopted by unanimous consent upon request of Senator Payne.

Sub-Section 6 of Section 1, as amended, was declared adopted upon motion of Senator Payne.

Sub-section 7 of Section 1 was read and considered.

Senators McSpadden, Pitcher, Tipps, Allen, McClendon, Cobb, Mahan and Herndon moved to amend **SJR 1**, line 3, page 9, by striking sub-paragraph 1 of paragraph a, Section 7, and in-

serting the following: "(1) One-third (1/3) shall be allocated to the counties of the State of Oklahoma on the basis of area and population giving equal weight to area and population wherein the sale of intoxicating liquors is lawful and all of said funds shall be appropriated by the Board of County Commissioners in each county to all incorporated cities and towns in said county on the basis of population within each city and town on a per capita basis based on the last preceding Federal Decennial Census." which amendment was declared adopted.

Senator Miskovsky moved to amend **SJR 1**, line 16, page 8, by adding after the word, "which," and before the word, "shall," the words, "except sales tax," which amendment was declared adopted.

Senator Allen moved to amend the McSpadden, et al amendment by deleting after the word, "counties," line 4 page 9 and before the word "on" line 5, the words, "wherein the sale of intoxicating liquors is lawful," which amendment was declared failed of adoption.

Senator Cobb moved that the Senate adjourn to meet as provided under the Rules, which motion was declared failed of adoption.

Senator Hamilton moved to amend **SJR 1**, by striking the language after the word "to" line 3, page 9, and before the word "on" line 5, page 9, and inserting the words "all incorporated cities and towns," which amendment by unanimous consent he withdrew.

Senator Ritzhaupt moved to amend **SJR 1**, line 18, page 9, by adding after the word "Board" the words "as approved by the Legislature" which amendment was declared adopted.

Upon motion of Senator Payne, Sub-section 7 of Section 1, as amended, was declared adopted.

Sub-section 8 of Section 1 was read.

Senator Miskovsky moved to amend

SJR 1, line 3, page 10, by inserting after the word "Board" and before the word "Commission" the word "or" and in line 4, page 10 by striking the words "agent, or employee thereof," which amendment was declared failed of adoption.

President Pro Tempore Garvin presiding.

Upon motion of Senator Payne, Sub-section 8 of Section 1 was declared adopted.

Sub-section 9 of Section 1 was read and adopted upon motion of Senator Payne.

Sub-section 10 of Section 1 was read.

Senator Shoemake moved to amend **SJR 1**, line 2, page 11, by striking the words "a corporation" and add between lines 13 and 14 a new section to be numbered sub-section d to read as follows: "Subsection (d). A corporation unless the same be incorporated under the laws of this State and all of the incorporators be bona fide residents of Oklahoma for a period of ten (10) years prior to said incorporation and unless at least seventy-five (75) percent of the stock is owned and held by persons who shall have been bona fide residents of the State for a like period", which amendment was declared failed of adoption.

Senator Stipe moved to amend **SJR 1**, line 13, page 11, by adding after the word "misdemeanor" a comma and the following: "or any crime constituted as a felony" which amendment he withdrew.

Senator Bailey moved to amend **SJR 1**, line 13, page 11, by adding a new Sub-section (d) as follows: "(d) A person or a general or limited partnership containing a partner who has been convicted of a felony in the State of Oklahoma or any other State of the United States".

By unanimous consent, further con-

sideration of the Bailey amendment was deferred temporarily, and the Senate proceeded with the further consideration of **SJR 1**.

Sub-Section 11 of Section 1 was read and adopted upon motion of Senator Wilson (Beckham).

Referring further to Sub-section 10 of Section 1 and the Bailey amendment:

Senators Bailey, Stipe, Grantham and McSpadden, as a substitute for the Bailey amendment, moved to amend **SJR 1**, line 13, page 11, by adding a new sub-section (d) as follows: "(d) A person or a general or limited partnership containing a partner who has been convicted of a felony or who has held a federal liquor stamp".

Senator Grantham moved to amend the Bailey et al amendment by adding after the word "stamp" the following language: "while a resident of the State of Oklahoma prior to the adoption of this Act, except those persons who have held said stamp on a military reservation or installation", which amendment was declared adopted.

The vote occurring on the Bailey et al amendment, as amended, it was declared adopted.

Senator Hall moved to amend **SJR 1**, as amended, by striking therefrom (Grantham amendment) the words "or who has held a federal liquor stamp while a resident of the State of Oklahoma prior to the adoption of this amendment, except those persons who have held said stamp on a military reservation" which amendment was declared tabled upon motion of Senator Grantham.

Senator Stipe moved to amend **SJR 1**, line 7, page 11, by changing the word and figures "ten (10)" to read "six (6) years" which amendment was declared failed of adoption.

Upon motion of Senator Payne, Sec-

tion 1, as amended, was declared adopted.

Sections 2 and 3 were read and adopted upon motions of Senator Wilson (Beckham).

Upon motion of Senator Payne, **SJR 1**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Payne, the rules of the Senate were suspended and **SJR 1**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 1 was read for the third time at length, as follows:

Senate Joint Resolution No. 1—By Wilson (Beckham), Payne and Miskovsky, of the Senate and Lollar, Huser and Haworth of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE, FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION; REPEALING ARTICLE 1, SECTION 7, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; AND ADDING THERETO A NEW ARTICLE TO BE KNOWN AS ARTICLE XXVII; PROVIDING FOR THE CREATION OF THE OKLAHOMA ALCOHOLIC BEVERAGE CONTROL BOARD; EXEMPTING CERTAIN BEVERAGES FROM CONTROL; PROVIDING FOR THE LEGISLATURE TO ENACT LAWS FOR THE REGULATION, CONTROL, LICENSING AND TAXING OF THE MANUFACTURE, SALE, DISTRIBUTION, POSSESSION AND TRANSPORTATION OF ALCOHOLIC LIQUOR; PROHIBITING THE OPEN SALOON AND PROVIDING FOR PACKAGE SALES ONLY FROM PRIVATELY OWNED STORES; PROHIBITING THE SALE OF ALCOHOLIC LIQUOR TO CERTAIN PERSONS; PROHIBITING THE

SALE OF ALCOHOLIC LIQUOR ON CERTAIN DAYS; PROHIBITING THE STATE OF OKLAHOMA FROM ENGAGING IN THE ALCOHOLIC LIQUOR BUSINESS; PROVIDING RESTRICTIONS ON THE PLACE OF SALE; PROVIDING OTHER RESTRICTIONS; PROVIDING FOR TAXATION AND LICENSING AND FOR DISTRIBUTION OF TAXES AND LICENSE FEES COLLECTED; PROVIDING FOR TAXATION BY CITIES AND TOWNS; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of Oklahoma, to be known as Article XXVII, Oklahoma Constitution:

ARTICLE XXVII

Section 1. There is hereby created the Oklahoma Alcoholic Beverage Control Board, the members of which shall be appointed by the Governor, with the advice and consent of the State Senate. The Board shall appoint a Director, with the advice and consent of the State Senate, whose duties shall be defined by the Legislature.

The Board shall have such power and authority to enforce said rules and regulations as may be prescribed by the Legislature.

The Board shall consist of five (5) members, and no two (2) members shall be appointed from any one Congressional District and no more than four (4) members of the Board shall belong to the same political party.

The members of the Board shall be appointed within sixty (60) days after the passage of this Amendment; to

serve the following terms from the date of appointment:

- One member for two (2) years;
- One member for three (3) years;
- One member for four (4) years;
- One member for six (6) years; and
- One member for seven (7) years;

or until their successors are duly appointed and qualified; and, as the term of each member expires, a successor member shall be thereupon appointed by the Governor for a term of seven (7) years, with the advice and consent of the State Senate. The members of the Board shall be removable from office for cause as other officers not subject to impeachment.

Section 2. The terms and provisions of this Amendment, and laws enacted by the Legislature pursuant hereto, shall not include nor apply to any beer or cereal malt beverage containing not more than three and two-tenths per cent (3.2%) of alcohol by weight.

Section 3. The Legislature shall enact laws providing for the strict regulation, control, licensing, and taxation of the manufacture, sale, distribution, possession, and transportation of alcoholic beverage, consistent with the provisions of this Amendment. Provided, that any manufacturer, or subsidiary of any manufacturer who markets his product solely through a subsidiary or subsidiaries, a distiller, rectifier, bottler, wine-maker, brewer, or importer of alcoholic beverage, bottled or made in a foreign country, either within or without this State, shall be required to sell such brands or kinds of alcoholic beverages to every licensed wholesale distributor who desires to purchase the same, on the same price basis and without discrimination, and shall further be required to sell such beverages only to those distributors licensed as wholesale distributors, and all laws passed by the Legislature under the authority

of the Article shall be consistent with this provision.

Section 4. The open saloon, for the sale of alcoholic beverage, as commonly known prior to the adoption of the Eighteenth Article of Amendment to the Constitution of the United States of America, is hereby prohibited.

The words "open saloon" shall mean:

Any place, public or private, wherein alcoholic beverage is sold or offered for sale, by the drink; or, sold, offered for sale, or kept for sale, for consumption on the premises.

Retail sales of alcoholic beverage shall be limited to the original sealed package, by privately owned and operated package stores, in cities and towns having a population in excess of two hundred. No goods, wares or merchandise shall be sold and no services shall be rendered on the same premises on which alcoholic beverages are sold. Premises are herein defined to be the entire space in which alcoholic beverages are sold or displayed and said premises must be separated from any premises on which any other goods, wares or merchandise are sold or services rendered by walls which may only be broken by a passageway to which the public is not admitted. Not more than one retail license shall be issued to any person or general or limited partnership.

Section 5. It shall be unlawful for any licensee to sell or furnish any alcoholic beverage to:

A person under twenty-one (21) years of age; or

A person who has been adjudged insane or mentally deficient; or

A person who is intoxicated.

Sales, gifts or deliveries to persons under twenty-one (21) years of age shall be deemed a felony; and any license issued pursuant to any law, in compliance with this Amendment, shall be revoked, upon conviction for such sale, gift or delivery.

It shall be unlawful for any person, firm or corporation to advertise the sale of alcoholic beverage within the State of Oklahoma, except one sign at the retail outlet bearing the words "Retail Alcoholic Liquor Store."

Sales to insane, mentally deficient, or intoxicated persons shall be deemed a felony.

Any person under the age of twenty-one (21) years who misrepresents his age, for the purpose of obtaining the purchase of any alcoholic beverage, shall be guilty of a misdemeanor.

Section 6. It shall be unlawful for any person to sell, at retail, any alcoholic beverage:

On the first day of the week, commonly called Sunday;

On the day of any National, State, County, or City election, including Primary elections, during the hours the polls are open; and

On Decoration or Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

Any licensee or person violating the provisions of this Section shall be deemed guilty of a misdemeanor and any license issued pursuant to the provisions of this Act shall be revoked upon conviction for such sale in violation of this Section.

Section 7. The retail sale of intoxicating liquors shall be subject to the sales tax statutes enacted by the Legislature and in addition thereto the Legislature may levy taxes upon the manufacture, possession, and/or sale of intoxicating liquors, the proceeds of which, except sales tax, shall be distributed as follows:

(a) The Oklahoma Tax Commission shall collect and distribute the taxes collected under the terms of this Article and shall distribute ninety-seven percent (97%) of such taxes as are levied as follows:

(1) One third ($\frac{1}{3}$) shall be allocated to the counties of the State of Oklahoma on the basis of area and population (giving equal weight to area and population) wherein the sale of intoxicating liquors is lawful and all of said funds shall be appropriated by the Board of County Commissioners in each county to all incorporated cities and towns in said county on the basis of population within each city and town on a per capita basis based on the last preceding Federal Decennial Census.

(2) Two-thirds ($\frac{2}{3}$) shall be credited to the General Revenue Fund of the State of Oklahoma.

(b) The remaining three percent (3%) of such taxes collected under the provisions of this Act shall be paid to the State Treasurer and placed to the credit of the Oklahoma Tax Commission Fund, to be paid out of said fund pursuant to appropriations made by the State Legislature.

(c) All State license fees shall be collected by the Oklahoma Alcoholic Beverage Control Board and deposited in the State Treasury and after the expenses of the Board, as approved by the Legislature, have been deducted, the balance shall be credited to the General Fund.

Section 8. The State of Oklahoma, or any political subdivision thereof, or any board, commission, agent, or employee thereof, is hereby prohibited from engaging in any phase of the alcoholic beverage business, including the manufacture, sale, transportation, or distribution thereof, at wholesale or retail, and the maintenance, ownership, or operation of warehouses or alcoholic beverage stores.

Provided, that nothing herein shall prohibit the sale of alcoholic beverage legally confiscated as provided by law.

Section 9. Incorporated cities and towns, situated in counties wherein the sale of alcoholic beverage is lawful, may

levy an occupation tax, not exceeding the amount of the State license fees, for the manufacture, distribution, or sale of alcoholic beverage.

Section 10. No retail or wholesale distributor's license shall be issued to:

(a) A corporation, business trust or secret partnership.

(b) A person or partnership unless such person or all of the co-partners including limited partners shall have been residents of the State of Oklahoma for at least ten (10) years immediately preceding the date of application for such license.

(c) A person or a general or limited partnership containing a partner who has been convicted of a violation of a prohibitory law relating to the sale, manufacture, or the transportation of alcoholic beverages which constituted a felony or misdemeanor.

(d) A person or a general or limited partnership containing a partner who has been convicted of a felony or who has held a federal liquor stamp, while a resident of the State of Oklahoma prior to the adoption of this Act, except those persons who have held said stamp on a military reservation or installation.

Section 11. The Prohibition Ordinance and Section 7, Article I of the Constitution of the State of Oklahoma are hereby repealed.

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE
REPEAL OF PROHIBITION
Legislative Referendum No. _____
State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment REPEALING the PROHIBITION Ordinance and Article I, Section 7, of the Constitution of the State of Oklahoma;

and amending the Constitution of the State of Oklahoma by adding a new Article to be known as Article XXVII, providing for the creation of the Oklahoma Alcoholic Beverage Control Board; providing for privately owned package stores; providing for regulations and restrictions on the manufacture, sale, distribution and taxation of alcoholic liquor in the State of Oklahoma be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE ADOPTED?

NO

SECTION 3. The President of the Senate shall immediately after the adoption of this Resolution by the Legislature prepare and file one (1) copy thereof, 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 April 7, 1959. At said election the proposed amendment to the Constitution of the State of Oklahoma, set forth in SECTION 1 of this Resolution, shall be submitted to the electors 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:

Aye: Allen, Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Garvin, Grantham, Hall, Harris, Hope, King, Land, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—29.

Nay: Berrong, Boecher, Carrier, Cobb, Dacus, Field, Fine, Hamilton, Herndon, Kerr, McClendon, McColgin, Morford, Walker, Wilson (Greer).—15.

The Resolution was declared passed.

The question being, "Shall SJR 1, by

Miskovsky, Cartwright (Bryan), Wilson (Beckham) and Payne of the Senate and Andrews, Huser, Lollar and Haworth 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 THE OKLAHOMA CONSTITUTION; REPEALING ARTICLE 1, SECTION 7, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; AND ADDING THERE TO A NEW ARTICLE TO BE KNOWN AS ARTICLE XXVII; PROVIDING FOR THE CREATION OF THE OKLAHOMA ALCOHOLIC BEVERAGE CONTROL BOARD; EXEMPTING CERTAIN BEVERAGES FROM CONTROL; PROVIDING FOR THE LEGISLATURE TO ENACT LAWS FOR THE REGULATION, CONTROL, LICENSING AND TAXING OF THE MANUFACTURE, SALE, DISTRIBUTION, POSSESSION AND TRANSPORTATION OF ALCOHOLIC LIQUOR; PROHIBITING THE OPEN SALOON AND PROVIDING FOR PACKAGE SALES ONLY FROM PRIVATELY OWNED STORES; PROHIBITING THE SALE OF ALCOHOLIC LIQUOR TO CERTAIN PERSONS; PROHIBITING THE SALE OF ALCOHOLIC LIQUOR ON CERTAIN DAYS; PROHIBITING THE STATE OF OKLAHOMA FROM ENGAGING IN THE ALCOHOLIC LIQUOR BUSINESS; PROVIDING RESTRICTIONS ON THE PLACE OF SALE; PROVIDING OTHER RESTRICTIONS; PROVIDING FOR TAXATION AND LICENSING AND FOR DISTRIBUTION OF TAXES AND LICENSE FEES COLLECTED; PROVIDING FOR TAXATION BY CITIES AND TOWNS; AND ORDERING 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 throughout the State on April 7, 1959, as provided in Section 4 of said

Resolution, which Special Election is hereby ordered and authorized on April 7, 1959, as provided in Section 1. of Article 24 of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—31.

Nay: Berrong, Boecher, Carrier, Cobb, Field, Fine, Hamilton, Herndon, McClendon, McColgin, Morford, Walker, Wilson (Greer).—13.

The President Pro Tempore, 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 1 was ordered referred for engrossment.

Upon motion of Senator Allen, the title of **SJR 1** was ordered amended to conform to the Resolution, as amended.

Senator Allen asked unanimous consent, to which Senator Hamilton objected that 500 copies be ordered mimeographed or printed of **SJR 1**, as amended.

Senator Allen moved that the President Pro Tempore be authorized to have printed or mimeographed suitable number of copies of **SJR 1**, as amended, for the needs of members of the Senate, which motion prevailed.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a.m., tomorrow, which motion was declared adopted.

**REPORT OF ENGROSSED AND
ENROLLED BILLS**

SBs 65, 84 and 95 each correctly engrossed.

SR 22 and **SJR 7** each correctly enrolled.

Engrossed **SBs 65, 84 and 95** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 22** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SJR 7**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 11:00 a.m., tomorrow.

Twenty-third Legislative Day

Thursday, February 12, 1959

Pursuant to adjournment, the Senate met at 11:00 a.m., and was called to order by the President, Lieutenant Governor George Nigh.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Cartwright (Bryan), Cobb, Collins, Hall, Herndon, Mahan, Stipe.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MESSAGES FROM HOUSE

Advising the signing of and transmitting Enrolled **HCR 513**.

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

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 7**.

The above numbered enrolled resolution was referred to the Governor for consideration.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 515—Public Health.

HB 517—Public Health.

FIRST READING

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

SJR 13 — By Cartwright (Seminole), Sandlin, Easterly and Harris—A Joint Resolution proposing amendment to Article VI, Oklahoma Constitution, relating to certain offices in the Executive Branch of government; providing for appointment of the Secretary of State; abolishing the Offices of State Auditor, Chief Mine Inspector and Commissioner of Charities and Corrections; until otherwise provided by law, transferring functions and duties of said offices to be abolished to other State departments and offices; providing for submission of the proposed amendment to the people for their approval or rejection; and ordering a special election.

SJR 14 — By Cartwright (Seminole), Sandlin, Easterly and Harris—A Joint Resolution proposing an amendment to Section 7, Article VII, Oklahoma Constitution, relating to the Clerk of the Supreme Court; providing for appointment of said Clerk by the Supreme Court and the Court of Criminal Ap-

peals; providing that the manner of appointment, qualifications and duties shall be prescribed by law; providing for submission of the proposed amendment to the people for their approval or rejection; and ordering a special election.

SB 117—By Land—An Act pertaining to taxation; amending 68 O. S. 1951, § 878, as amended by Section 3, Chapter 21, Title 68, Page 396, Oklahoma Session Laws 1955 (68 O. S. Supp. 1957, § 878 (b)), pertaining to exclusions from gross income for tax purposes; allowing proceeds of corporation's insurance policies on its personnel to be excluded from gross income for computation of State income tax by deleting the provision which prevents such deduction; and declaring an emergency.

GENERAL ORDER

Senator Hope asked unanimous consent that **SBs 40** and **41**, both by Hope and Bailey of the Senate and Ruby and Davis of the House, be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget for correction, which was the order.

Senator Sandlin asked to be shown excused until such time as he returns to the Chamber, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 1 and **SBs 18** and **91** each correctly engrossed.

Engrossed **SJR 1** and Engrossed **SBs 18** and **91** were each properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 116, by Breeden of the Senate and Richeson of the House, was read and considered.

Upon motion of Senator Breeden, **SB**

116 was advanced to engrossment and third reading.

Upon motion of Senator Breeden, the rules of the Senate were suspended and **SB 116** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 116 was read for the third time, at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Cartwright (Bryan), Cobb, Collins, Hall, Herndon, Mahan, Sandlin, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Cartwright (Bryan), Cobb, Collins, Hall, Herndon, Mahan, Sandlin, Stipe.—8.

The emergency was declared passed.

SB 116 was referred for engrossment.

Senators Stipe, Collins, Herndon, Cobb, Sandlin, Cartwright (Bryan), and Hall asked to be recorded present, which was the order.

GENERAL ORDER

SJR 2 by Miskovsky, Cartwright (Bryan), Wilson (Beckham) and Payne of the Senate, and Andrews, et al of the House, was read and considered.

Senator Allen moved to amend **SJR 2**, Page 9, by adding a new section as follows:

"The retail sale of intoxicating liquors shall be subject to the sales tax statutes enacted by the Legislature and in addition thereto the Legislature may levy taxes upon the manufacture, possession, and/or sale of intoxicating liquors, the proceeds of which shall be distributed as follows:

(a) The Oklahoma Tax Commission shall collect and distribute the taxes collected under the terms of this Article and shall distribute ninety-seven percent (97%) of such taxes as are levied as follows:

(1) One-third (1/3) shall be allocated to all incorporated cities and towns on a per capita basis, based on the last preceding Federal decennial census.

(2) Two-thirds (2/3) shall be credited to the General Revenue Fund of the State of Oklahoma.

(b) The remaining three percent (3%) of such taxes collected under the provisions of this Act shall be paid to the State Treasurer and placed to the credit of the Oklahoma Tax Commission Fund, to be paid out of said fund pursuant to appropriations made by the State Legislature.

(c) All State license fees shall be collected by the Oklahoma Alcoholic Beverage Control Board and deposited in the State Treasury and after the expenses of the Board have been deducted, the balance shall be credited to the General Fund," and renumbering the following sections.

Senator Miskovsky raised a point of order, which was over-ruled, stating the Allen amendment was not germane for

the reason it was in direct conflict with the companion resolution passed on the last legislative day.

Senator Allen asked unanimous consent, which was granted, to withdraw his amendment to page 9.

Senator Hamilton moved to amend **SJR 2**, Page 9, by adding a new section as follows:

"The retail sale of intoxicating liquors shall be subject to the sales tax statutes enacted by the Legislature and in addition thereto the Legislature may levy taxes upon the manufacture, possession, and/or sale of intoxicating liquors, the proceeds of which shall be distributed as follows:

(a) The Oklahoma Tax Commission shall collect and distribute the taxes collected under the terms of this Article and shall distribute ninety-seven percent (97%) of such taxes as are levied as follows:

(1) One-third (1/3) shall be allocated to all incorporated cities and towns on a per capita basis, based on the last preceding Federal decennial census.

(2) Two-thirds (2/3) shall be credited to the General Revenue Fund of the State of Oklahoma.

(b) The remaining three percent (3%) of such taxes collected under the provisions of this Act shall be paid to the State Treasurer and placed to the credit of the Oklahoma Tax Commission Fund, to be paid out of said fund pursuant to appropriations made by the State Legislature.

(c) All State license fees shall be collected by the Oklahoma Alcoholic Beverage Control Board and deposited in the State Treasury and after the expenses of the Board have been deducted, the balance shall be credited to the General Fund.

Senator Miskovsky raised a point of order, which was over-ruled, stating the

Hamilton amendment was not germane for the reason it was in direct conflict with the companion resolution passed on the last legislative day.

Senator McSpadden moved to amend the Hamilton amendment to **SJR 2** by deleting the paragraph beginning with words and figures "One-third (1/3)" and ending with the word "census," and inserting the following:

"(1) One-third (1/3) shall be allocated to the counties of the State of Oklahoma on the basis of area and population giving equal weight to area and population and all of said funds shall be appropriated by the Board of County Commissioners in each county to all incorporated cities and towns in said county on the basis of population within each city and towns on a per capita basis based on the last preceding Federal Decennial Census."

By unanimous consent, upon request of Senator Hamilton, the McSpadden amendment to his amendment was declared adopted.

Senator Payne moved to table the Hamilton amendment, as amended, which motion was declared adopted, upon roll call as follows:

Aye: Bailey, Baldwin, Cartwright (Bryan), Cowden, Easterly, Garvin, Grantham, Hall, Harris, Hope, Land, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham).—21.

Nay: Allen, Berrong, Boecher, Breeden, Carrier, Cobb, Dacus, Field, Fine, Hamilton, Herndon, Kerr, King, McClendon, McColgin, McSpadden, Morford, Sandlin, Trent, Wilson (Greer).—20.

Not Voting: Cartwright (Seminole), Collins.—2.

Excused: Mahan.—1.

Upon motion of Senator Wilson (Beckham), **SJR 2** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **SJR 2** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 2 was read for the third time at length, as follows:

SENATE JOINT RESOLUTION NO. 2—By Miskovsky, Cartwright (Bryan), Wilson (Beckham), and Payne of the Senate, and Andrews, Huser, Lollar and Haworth of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA ADDING ARTICLE XXVIII THERETO, DEFINING TERMS, AND PROVIDING: FOR ELECTIONS IN COUNTIES UPON THE PROPOSITION OF WHETHER THE MANUFACTURE, SALE AND DISTRIBUTION OF ALCOHOLIC BEVERAGES SHALL BE LEGAL THEREIN AND PROCEDURES RELATED THERETO; LIMITATIONS ON THE FREQUENCY OF SUCH ELECTIONS; THAT WITH CERTAIN EXCEPTIONS EXISTING PROHIBITORY STATUTES CONCERNING ALCOHOLIC BEVERAGES SHALL BE IN EFFECT IN DRY COUNTIES; PENALTIES; THAT SAID ARTICLE SHALL BE SELF-EXECUTING AND FULLY OPERATIVE ON THE DATE ARTICLES XXVII AND XVIII, OKLAHOMA CONSTITUTION, PROPOSED BY THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE, ARE APPROVED; PROVIDING A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of Oklahoma, said amendment to be a new article, to be numbered Article XXVIII as follows:

ARTICLE XXVIII

Section 1. As used herein: (a) "Article XXVII of the Oklahoma Constitution shall mean and refer to the amendment of the Oklahoma Constitution proposed by the Twenty-Seventh Oklahoma Legislature, repealing the Prohibition Ordinance and Article I, Section 7 of the Oklahoma Constitution, and providing generally for the sale and regulation of alcoholic beverages;

(b) "Alcoholic Beverage" means and includes alcohol, and any spirituous, vinous, fermented or malt liquor, or any imitation thereof or substitute therefor, and any liquor or compound of any kind or description whatsoever, natural or synthetic, whether medicated or not, which contains as much as one-half of one per cent (0.5%) of alcohol, measured by volume, and which is capable of being used as a beverage, except preparations compounded by any licensed pharmacist; the sale of which would not subject him to the payment of the special tax required of liquor dealers by the laws of the United States; but shall not include any beer or cereal malt beverage containing not more than three and two-tenths per cent (3.2%) of alcohol by weight.

Section 2. The terms and provisions of this Article, and laws enacted by the Legislature pursuant thereto shall not include or apply to any beer or cereal malt beverage containing not more than three and two-tenths per cent (3.2%) of alcohol by weight.

Section 3. A "dry county" is a county in which after the date upon which Articles XXVII and XXVIII of the Oklahoma Constitution are approved by the

people, a majority of votes cast in said county upon the proposition set out in Section 7 hereof, at the most recent election held in said county as provided for herein, shall have been cast in the negative; provided, however, that if a majority of the votes cast upon such proposition, in such election, in a wet county, shall have been cast in the negative, such county shall become a dry county on, but not before, the thirty-first (31st) day following such election.

Section 4. A "wet county" is a county which, on or after the date upon which Article XXVII of the Oklahoma Constitution is approved by the people, is not a dry county as set out in Section 3 hereof; provided, however, that if a majority of the votes cast upon the proposition set out in Section 7 hereof, at an election held as provided herein, in a dry county, shall have been cast in the affirmative, such county shall become a wet county on, but not before, the thirty-first (31st) day following such election.

Section 5. Unless otherwise provided by law:

(a) All elections provided for herein shall be held in accordance with the provisions of the general election laws relating to the election of county officers, provided, that costs and expenses of all elections hereby provided after the election provided by Section 6 hereof and not held at the same time as a statewide election shall be borne by said county.

(b) The County Election Board shall forthwith certify the results of such elections to the County Clerk of the County and to the Secretary of the State Election Board.

Section 6. An election shall be held in every county of this State upon the fifth (5th) Tuesday after the date upon which Articles XXVII and XXVIII of the Oklahoma Constitution are approved by the people, at which election the proposition set out in Section 7 hereof shall be submitted to the voters of the

county. The holding of the election provided for by this Section is hereby declared to be mandatory.

Section 7. After the date upon which Articles XXVII and XXVIII of the Oklahoma Constitution are approved by the people, a change of classification of any county from a dry county to a wet county, or from a wet county to a dry county, may be accomplished pursuant to an election held as provided by this Section; provided, however, that no petitions shall be circulated or election held under this Section within the two (2) years next succeeding the date of the election provided for by Section 6 hereof, and no petitions shall be circulated or election held under this Section within the two (2) years next succeeding the date of any election held under the provisions of this Section.

(a) Upon timely application by written petition containing no signatures signed within the prohibited time after an election and filed with the County Clerk of any county in this State, signed by a number of legal voters of such county equal to fifteen per cent (15%) of the total number of votes cast at the last general election for the state office receiving the highest number of votes at such election in such county, it shall be the duty of the Board of County Commissioners of said county, at the next regular session of said board after twenty (20) days from the filing of the petition, to make an order directing a special election to be held in said county on a day not less than thirty (30) nor more than sixty (60) days after the making of such order, for the purpose of submitting to the legal voters of said county the proposition whether the manufacture, sale and distribution of alcoholic liquors shall be prohibited in said county, provided however a pending judicial proceeding to determine the validity of said petition shall toll such time limitation.

(b) Each sheet for signatures shall

be attached to a copy of the petition. Any person signing such petition with any name other than his own or signing his name more than once to the same petition or duplicate thereof, or signing such petition when he is not a legal voter of the county involved, shall be guilty of a felony.

(c) Each sheet of any such petition containing signatures shall be verified on the back thereof in substantially the following form, by the person who circulated said sheet or petition by his or her affidavit thereon and as a part thereof:

State of Oklahoma, County of _____, ss. I, _____, being first duly sworn, say: (here shall be legibly written or type-written the names of the signers of the sheet), signed this sheet of the foregoing petition, and each of them signed his name thereto in my presence more than two (2) years after the last preceding county option election in this county; I believe that each has stated his name, county, postoffice address and residence correctly and that each signer is a legal voter of the State of Oklahoma and County of _____.

Signature and post office of affiant
Subscribed and sworn to before me this
----- day of _____, A. D., 19____.

Signature and title of the officer
before whom the oath is made, and his
postoffice address.

(d) Each petition when filed with the county clerk shall be stamped with the date of filing and shall not be used as a basis for the calling of any election after the first election called pursuant thereto. No person signing a petition shall be permitted to withdraw his name or have it taken from such petition after same shall have been filed as aforesaid. Provided that any name proven not to be the signature of the person purporting to sign the same and any name proven not to be that of a legal voter of said

county shall not be counted as a petitioner.

(e) The election shall not be held within ten (10) days next preceding or following a primary or general election.

(f) When an order has been made by the Board of County Commissioners for holding of an election, it shall be the duty of the county clerk to cause a copy of said order to be published once a week for three (3) consecutive weeks in some weekly or daily newspaper published and of general circulation in said county, the first of said publications being not less than twenty (20) days prior to the date of such election. If there be no such newspaper published in the county, or the proprietor of such newspaper refuses to publish said advertisement, notice shall be given by posting a copy of said order in not less than five conspicuous places in each precinct of the county at least twenty (20) days prior to the date of said election. Proof of said publication or posting shall be filed with the county clerk.

(g) The proposition to be voted upon shall be stated on the ballot without emblems and two spaces left upon the right side thereof, one for votes favoring the proposition to be designated by the word "yes," and one for votes opposing it to be designated by the word, "no." The elector shall designate his vote by a cross mark placed opposite the said yes or no.

The form of the proposition shall be thus stated:

Do you favor the legal manufacture, sale and distribution of alcoholic beverages in this County ?

- YES
 NO

Section 8. (a) Until otherwise provided by law the provisions of 37 O. S. 1951, Chapter 1 as amended, hereinafter referred to as the existing prohibitory statutes, insofar as the same may be applicable to alcoholic beverages as defined in this Article, shall be in full force

and effect in all dry counties, except as otherwise provided herein.

(b) The existing prohibitory statutes shall not be applicable to the continuous transportation of alcoholic beverages across a dry county from a point beyond the limits of a dry county, where the sale of such beverages is legal, to a point beyond the limits of said county, where such sale is also legal; provided that the Legislature may enact laws regulating such transportation.

(c) Nothing in this Article shall affect the power of the Legislature to enact laws relating to alcoholic beverages in and as to wet counties as and to the extent authorized by Article XXVII of the Oklahoma Constitution.

(d) Except as made lawful by existing prohibitory statutes it shall be unlawful, in any dry county: (1) for any person to manufacture, sell, barter, give away, procure for, or otherwise furnish to another, or keep for sale, barter, distribution or otherwise furnishing, directly or indirectly in such county, any alcoholic beverages; (2) for any person representing either the buyer or seller to distribute, solicit or receive contracts, proposals or orders for the purchase, sale or delivery in such county of any alcoholic beverage, or (3) for any person in such county to knowingly receive or accept any such beverage from a common carrier, or from any other person who has transported such beverage into such county. Until otherwise provided by law, a violation of this subsection shall be a misdemeanor, punishable by imprisonment in the county jail for not longer than one (1) year, or by a fine of not to exceed One Thousand Dollars (\$1,000.00) or by both such fine and imprisonment. Provided, that if any Act made unlawful by this subsection is also made unlawful by any law or laws, then this subsection, and the penalty herein provided for, shall be cumulative and alternative to such law or laws.

Section 9. Any Act which is lawful under existing prohibitory statutes as defined in Section 8 hereof, shall continue to be lawful, until otherwise provided by the Legislature, provided, that the Legislature shall not have power to make any act relating to alcoholic beverages lawful in a dry county which is unlawful under this Article, except such acts as are lawful under existing prohibitory laws.

Section 10. This Article shall be self-executing and shall become fully operative only on the date Articles XXVII and XXVIII of the Oklahoma Constitution are approved by the people.

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE COUNTY OPTION
Legislative Referendum No. -----

State Question No. -----

THE GIST OF THE PROPOSITION IS
AS FOLLOWS:

COUNTY OPTION.

Shall a Constitutional amendment adding a new Article XXVIII to the Oklahoma Constitution providing COUNTY OPTION upon alcoholic beverages, defining terms and providing: for elections in counties upon the proposition of whether the manufacture, sale and distribution of alcoholic beverages shall be legal therein; limitations on the frequency of such elections; that with certain exceptions existing prohibitory statutes concerning alcoholic beverages shall be in effect in dry counties; penalties; that said Article shall be self executing and fully operative on the date Article XXVII, Oklahoma Constitution, proposed by the Twenty-Seventh Oklahoma Legislature, is approved, 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 adoption of this Resolution by the Legislature prepare and file one (1) copy thereof, 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 April 7, 1959, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Nay: Cobb, Hamilton, Herndon, McColgin.—4.

Excused: Mahan.—1.

The Resolution was declared passed.

The question being, "Shall **SJR 2**, by Miskovsky, Cartwright (Bryan), Wilson (Beckham) and Payne of the Senate and Andrews, Huser, Lollar and Hawthorth 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 THE CONSTITUTION OF THE STATE OF OKLAHOMA ADDING ARTICLE XXVIII THERETO, DEFINING TERMS, AND PROVIDING: FOR ELECTIONS IN COUNTIES UPON THE PROPOSITION OF WHETHER THE MANUFACTURE, SALE AND DISTRIBUTION

TION OF ALCOHOLIC BEVERAGES SHALL BE LEGAL THEREIN AND PROCEDURES RELATED THERETO; LIMITATIONS ON THE FREQUENCY OF SUCH ELECTIONS; THAT WITH CERTAIN EXCEPTIONS EXISTING PROHIBITORY STATUTES CONCERNING ALCOHOLIC BEVERAGES SHALL BE IN EFFECT IN DRY COUNTIES; PENALTIES; THAT SAID ARTICLE SHALL BE SELF EXECUTING AND FULLY OPERATIVE ON THE DATE ARTICLE XXVII AND XXVIII, OKLAHOMA CONSTITUTION, PROPOSED BY THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE, ARE APPROVED; PROVIDING A BALLOT TITLE; AND ORDERING 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 throughout the State on April 7, 1959, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on April 7, 1959, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Nay: Cobb, Hamilton, Herndon, McCoglin.—4.

Excused: Mahan.—1.

President Pro Tempore Garvin, 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 2 was ordered referred for engrossment.

Senator Cartwright (Bryan) presiding.

GENERAL ORDER

SB 77, by Hall of the Senate and Larason of the House, was read and considered.

Senators Boecher, Berrong, Carrier, Morford and Breeden asked to be shown excused, which was the order.

Senator Harris moved that **SB 77** be withdrawn from the Calendar and referred to the Committee on Public Safety, which motion by unanimous consent he withdrew.

Senator Hall asked unanimous consent, which was granted, to withdraw **SB 77** from the Calendar and refer it to the Committee on Public Safety.

The Presiding Officer announced the birthday of Senator George Miskovsky was being observed today stating that cake and coffee was being served in the Senator's office, to which all members of the Senate were invited.

SB 78, by Hall of the Senate and Lollar of the House, was read and considered.

Senator King moved to amend **SB 78**, line 1, page 2, by striking "they have not" and inserting the words "neither one has," which amendment was declared adopted.

Senator Bailey asked to be recorded excused, which was the order.

Senator Collins moved to amend **SB 78**, line 2, page 1, by adding after the word "District" and before the word "Court" the words "and Superior" and amend the title to conform, which amendment was declared adopted.

Upon motion of Senator Hall, **SB 78**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham) the rules of the Senate were suspended and **SB 78**, as amended, was considered engrossed and placed upon third reading and final passage.

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

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:

Aye: Allen, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Baldwin.—1.

Excused: Bailey, Berrong, Breeden, Carrier, Mahan, Morford.—6.

Not Voting: Harris, Pitcher, Shoemaker, Trent.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Baldwin.—1.

Excused: Bailey, Berrong, Breeden, Carrier, Mahan, Morford.—6.

Not Voting: Harris, Pitcher, Shoemaker, Trent.—4.

The emergency was declared passed.

SB 78, as amended, was referred for engrossment.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared, the Senate adjourn to meet as provided under the Rules on Monday, February 16, 1959, which motion was declared adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 118—By Boecher, of the Senate and Priebe of the House—An Act relating to schools; providing for duties and powers of County Superintendents of Schools with respect to school districts lying in more than one county; amending 70 O. S. 1951 § 4-5; repealing conflicting laws; repealing any conflicting provisions of 70 O. S. 1951 § 3-4; and declaring an emergency.

SB 119—By Miskovsky—An Act relating to the practice or profession of land surveying; stating the purpose of the Act and the time it becomes effective; defining the terms "Land Surveyor" and "Land Surveying"; making it unlawful to practice land surveying without being licensed or to use a revoked or fraudulent license and fixing punishment for violations; defining responsibilities and qualifications of surveyors; making it the duty of the State Board of Registration for professional engineers to conduct examinations and issue certificates of license hereunder; providing for certain exemptions from licensing and examination requirements; delegating certain duties and powers to said Board and prescribing standards for exercise thereof; fixing fees for licensing; providing for licensing reciprocity with other states, seals for surveyors as prerequisite for recording surveys, roster of surveyors; providing for severability; repealing conflicting laws and parts of laws, except those affecting registered engineers; and declaring an emergency.

As provided under the Wilson (Beckham) motion, the Senate was declared | adjourned to meet on Monday, February 16, 1959, at 1:30 p. m.

Twenty-fourth Legislative Day

Monday, February 16, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Cobb, Hall, Miskovsky, Ritzhaupt.—4.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend J. F. Doggett, Pastor of the Church of Christ, Sayre.

Senator Payne introduced Susie and Phil Thompson, grandchildren of Mr. J. Will Thompson, Comptroller of the Senate, and asked unanimous consent that they be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Doyle Pope states that he resides at Rural Route 2, Norman, Oklahoma; that he is 60 years of age; that he is legis-

lative representative for Oklahoma Farmers Union; that he is paid the sum of \$300.00, per month for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 16th day of February, 1959.

Doyle Pope

COMMUNICATION

The following letter from Julius W. Cox, former member of the State Senate and Oklahoma Highway Commission, was read and ordered incorporated in the Journal:

February 12, 1959

Honorable Harold Garvin, President
Honorable Members of the Senate
State Senate Chambers
Capitol Building
Oklahoma City, Oklahoma
Gentlemen:

On January 20th I addressed a letter of appreciation to you and your honorable body for the passage of Senate Resolution No. 7, commending the Oklahoma Highway Commission and certain members of the Department.

I am now in receipt of Enrolled Senate Resolution Number Nineteen by Senator Field and all members of the Senate expressing your confidence and appreciation to me for my public service.

I do not have words to adequately express to you my feelings of apprecia-

tion for the expressions contained in this Resolution—and let me assure you that at no time during my tenure of office as a member of the Senate, did I ever so much as dream that at some-time in the future a Resolution would be passed by your body honoring me.

As I said in my previous letter any credit which I may have gained in my public service was made possible only by the cooperation which I have had with the members of the Senate and the House. You have been cooperative to work with and if roads that have been built in Oklahoma are political roads, because I worked with members of the House and Senate—to build the roads in your Districts that you and your people wanted built—then let me say that I am proud of the political roads that we have built in Oklahoma.

From the depth of my heart let me thank each one of you personally for the very fine expressions contained in both Senate Resolutions Number Seven and Nineteen, and with kindest personal regards to each of you, I am

Yours very truly,

Julius W. Cox,

Former Member

Oklahoma Highway Commission

FIRST READING

The following bills were introduced and read the first time:

SB 120—By Breeden—An Act relating to workmen's compensation; amending 85 O. S. 1951 § 2, as amended by Section 1, Chapter 1a, and Section 1, Chapter 1b, Pages 571 and 572, Oklahoma Session Laws 1957 (85 O. S. Supp. 1957, § 2), relating to employments included in workmen's compensation Act; including uniformed personnel of highway patrol and uniformed size and weight personnel of tax commission, in employments covered by that Act; and declaring an emergency.

SB 121—By Wilson (Bryan)—An Act

pertaining to weights and measures; providing for marking of packages; providing for standards of fill; amending Section 3, Article 5, Chapter A, Title 2, Oklahoma Session Laws 1955, Page 36; and declaring an emergency.

SB 122—By Wilson (Beckham)—An Act pertaining to agriculture products; prohibiting the sale or advertising of agriculture products under certain conditions; providing for exceptions; providing for full, correct and unabbreviated official grade be used under certain conditions; making violations a misdemeanor; amending § 2, Article 2, Chapter A, Title 2, Oklahoma Session Laws 1955, Page 96; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 117—Revenue and Taxation.

SB 118—Education.

SB 119—Business and Industry.

SJR 13—State and Federal Government.

SJR 14—State and Federal Government.

GENERAL ORDER

SB 98, by Sandlin and King of the Senate, and Avey, et al of the House, was read and considered.

By unanimous consent, upon request of Senator Sandlin, further consideration of **SB 98** was deferred for this legislative day.

SB 22, by Wilson (Beckham) and Sandlin, was read and considered.

Senators Land and Miskovsky moved to amend **SB 22**, lines 15 and 16 on Page 8, as follows:

By inserting between lines 15 and 16, the following new sub-paragraph:

“(g) Notwithstanding any other provision of this Act in every county having

a population, according to the 1950 or any succeeding Federal Decennial census, of more than Two Hundred and Twenty Thousand (220,000), and a net valuation of all tangible property, as defined in Sections 1 and 2, of more than Fifty Million Dollars (\$50,000,000.00), each county judge shall receive and be paid the sum of Three Thousand Dollars (\$3,000.00) per annum, payable monthly, in addition to the salary hereinabove provided, said additional salary to be paid from the court funds of such counties; and in every county having a population, according to the 1950 or any succeeding Federal Decennial census, of more than Three Hundred Thousand (300,000), and a net valuation of all tangible taxable property, as defined in Sections 1 and 2, of more than Fifty Million Dollars (\$50,000,000.00), each judge of the court of common pleas shall receive and be paid the sum of Eighteen Hundred Dollars (\$1,800.00) per annum, payable monthly, in addition to the salary hereinabove provided, said additional salary to be paid from the court funds of such counties, and the judge of the children's court shall receive and be paid the same salary as the county judges, but the entire salary of the judge of the children's court shall be paid out of the general funds of such counties."

By changing present sub-paragraph "(g)," beginning on present line 16 to read "(h)."

Senator Mahan presiding.

The vote occurring on the Land-Miskovsky amendment, it was declared adopted.

Senator Allen moved to amend **SB 22**, line 3, page 13, by adding after line 3 a new section as follows: "On recommendation of the County Attorney in any county with a population of less than 38,000 in population and on approval of the County Commissioners of said county, the office of Assistant County Attorney may be abolished and

the County Attorney paid 25% more in salary from the General Fund of the county than provided herein," and renumber the following sections.

Senator Allen asked unanimous consent, which was granted to amend his amendment by inserting after the word, "paid," and before the figures, "25," the words, "up to."

Senator McClendon moved to amend the Allen amendment by striking the words and figures, "up to 25%," and inserting the words and figures, "not to exceed 50%."

Senator McClendon asked unanimous consent for the adoption of his amendment, to which Senator Wilson (Beckham) objected.

Senator McClendon moved the adoption of his amendment to the Allen amendment, which motion was declared failed of adoption.

The vote occurring on the Allen amendment, it was declared failed of adoption.

Senator Stipe moved to amend **SB 22**, lines 14, 15, and 18 on page 11 and on lines 1 and 7 on page 12, changing the words and figures, "Four Thousand Eight Hundred Dollars (\$4,800)" to words and figures, "Five Thousand Dollars (\$5,000.00)."

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

Senator Kerr moved to amend the Stipe amendment by changing the words and figures, "Five Thousand Dollars," to the words, and figures, "Five Thousand, Four Hundred Dollars (\$5,400.00)," which amendment was tabled upon motion of Senator Wilson (Beckham).

The vote occurring on the Stipe amendment, it was declared adopted.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that further consideration of **SB 22** be deferred for this legislative day.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SJR 2, SBs 78 and 116 each correctly engrossed.

Engrossed **SJR 2** and Engrossed **SBs 78 and 116** 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 538—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Department of Charities and Corrections; providing that the Commissioner of Charities and Corrections shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 542—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Superior Courts; providing that the Superior Court Judges shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 550—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the State Insurance Commission; providing that the State Insurance Commissioner shall fix the duties and compensation of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts in conflict herewith; and declaring an emergency.

HB 553—By Ruby and Davis of the House and Hope and Bailey of the

Senate—An Act making appropriations to the Office of the Secretary of State; providing that the Secretary of State shall fix the duties and compensations of employees within certain limitations; authorizing the Secretary of State to prepare additional copies of Legislative Acts; making the appropriations fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 558—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Supreme Court; providing that the Supreme Court Justices shall fix the duties and compensations of employees within certain limitations; providing for payment of supernumerary judges; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 608—By Finch of the House and Collins, Herndon and Sandlin of the Senate—An Act amending Section 82 of Title 85, Oklahoma Statutes 1951 relating to depositions before the State Industrial Commission and providing for the payment of expenses of the injured employee or his attorney by the employer or insurance carrier when depositions are taken by the employer or insurance carrier outside of the State of Oklahoma and declaring an emergency.

HB 626—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making supplemental appropriations to Secretary of State; stating the purpose; State Auditor; stating the purpose; District Courts; stating the purpose; Chief Mine Inspector; stating the purpose; Superior Courts; stating the purpose; making the appropriations fiscal; making provisions of this Act severable; and declaring an emergency.

HB 589—By Baggett, Bullard, Rogers, Foster, Fuller, McCarty, Andrews,

Skaggs, Nance, Taliaferro, Howard, Bradley (Jefferson), McCune, Ozmun, Willis (Jackson), Arrington, Graves, Reneau, Wolf, Watkins, Poynor and Roberts of the House and Miskovsky, Ritzhaupt, Grantham and Morford of the Senate—An Act making an appropriation to the Oklahoma State Regents for Higher Education; stating the intention of the Legislature as to allocation for a medical research building; providing for the acceptance and expenditure of Federal funds; making the appropriation non-fiscal.

HB 627—By Poynor, Wolf, Garrison and Willis (Jackson) of the House and Bailey of the Senate—An Act relating to boards of education; amending 70 O.S. 1951 § 4-7 as amended by Section 6, Chapter A, Title 70, Page 418, Oklahoma Session Laws 1955, relating to boards of education of independent school districts, by providing that elections of members of certain boards shall begin at 7:00 o'clock a.m. instead of 6:00 o'clock a.m.; and declaring an emergency.

HB 644—By Lance—An Act relating to fish and turtles; prohibiting leaving dead fish and turtles on banks of State owned lakes; making violation a misdemeanor and providing penalty; fixing responsibility for enforcement; providing for severability; and declaring an emergency.

HB 651—By Cox—An Act relating to mental health amending 43A O.S. Supp. 1957, § § 3, 14, 57, and 111; defining "pupil" for purposes of this Act; providing for the transfer of pupils and the method thereof; prescribing conditions for institutional admission of certain mentally retarded persons; clarifying classes of persons whom may sign applications for such admissions; requiring pupils under five to be admitted only on an emergency basis; prescribing conditions for discharge of certain patients of institutions; clarifying classes of per-

sons liable for payment for hospitalization of certain patients; repealing 43A O.S. Supp. 1957, § § 74, 76, and 77; providing for severability; and declaring an emergency.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 123—By King—An Act amending Section 1 of Chapter 1 (H. B. 1011), Page 153, Title 19, Session Laws of Oklahoma 1955, relating to county commissioners as the governing board of the county, and providing and declaring the Act, contract, or attempted contract of any individual county commissioner, or commissioners, when not acting as a board to be illegal and wholly void; providing for certain limited exceptions; providing for issuance of emergency purchase orders; prescribing the procedure to be followed in issuing emergency purchase orders and fixing limits thereon; defining duties of the county clerk in issuance of emergency purchase orders; and declaring an emergency.

SB 124—By McClendon—An Act relating to county attorneys; providing county attorney authorized only one deputy or assistant may, with approval of board of county commissioners, perform duties of and receive compensation payable to such deputy or assistant; and declaring an emergency.

SB 125 — By Shoemaker, Wilson (Greer), Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Tipps, Trent, Walker of the Senate and Langley of the House—An Act relating to soil and water conservation; making an appropriation to the State Soil Conservation

Board from any monies accruing to the credit of the Emergency Appropriation Fund for the fiscal year ending June 30, 1959, in excess of all other appropriations heretofore made by the Legislature, for watershed planning purposes in cooperation and agreement with

the United States Department of Agriculture; making said appropriation non-fiscal; and declaring an emergency.

Upon motion of Senator Wilson (Beckham), the Senate adjourned to meet as provided under the Rules, 1:30 p. m., tomorrow.

Twenty-fifth Legislative Day

Tuesday, February 17, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Ber-rong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Hall, Harris, Pitcher, Ritzhaupt.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following bill was reported by the Committee named, ordered printed and placed upon the Calendar:

DO PASS:

SB 14—Education.

President Pro Tempore Garvin presiding.

FIRST READING

The following bills were introduced and read the first time:

SB 126—By Senate Committee on Education—An Act relating to the Board of Trustees of the Teachers' Retirement

System of Oklahoma; amending Subsection 4 of 70 O. S. 1951 § 17-6; providing for payment of compensation and other expenses of trustees who are not State officials serving ex-officio; and declaring an emergency.

SB 127—By Grantham, Pazoureck and Sandlin of the Senate and McCarty, Howe, Craig, Green and Watkins of the House—An Act relative to health standards; declaring the legislative intent to be the establishment of minimum health standards for protection of industrial employees; and railway employees defining terms; prescribing standards for cleaning, sanitation, waste disposal, rodent, insect and vermin control, light, ventilation, water supply and use, toilet rooms and facilities and the construction and installation thereof, washing facilities, change rooms, retiring rooms for women employees, and lunch rooms, in places of employment covered by this Act; requiring analyses of water in certain situations; prohibiting expectoration and certain other unsanitary practices in places covered by this Act; making food storage and related activities in such places subject to existing State and local food and drug laws; making a violation a misdemeanor and providing penalty therefor; providing for severability; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 120—Insurance.

SB 121—Agriculture.

SB 122—Agriculture.

SB 123—County Government.

SB 124—Criminal Jurisprudence.

SB 125—Senator Shoemake asked unanimous consent, to which Senator Cartwright (Seminole) objected, that **SB 125** be ordered printed and placed upon the Calendar without reference to a Committee.

Senator Shoemake moved that the rules be suspended for the purpose of ordering **SB 125** direct to the Calendar without reference to a committee, which motion was declared adopted.

Senator Shoemake moved that **SB 125** be ordered printed and placed upon the Calendar, which motion was declared adopted.

HB 538 — Social Welfare, then to Appropriations and Budget.

HB 542 — Judiciary, then to Appropriations and Budget.

HB 550—Insurance, then to Appropriations and Budget.

HB 553—State and Federal Government, then to Appropriations and Budget.

HB 558 — Judiciary, then to Appropriations and Budget.

HB 608—Insurance.

HB 626—State and Federal Government, then Appropriations and Budget.

HB 589 — Education, then to Appropriations and Budget.

HB 627—Education.

HB 644—Criminal Jurisprudence.

HB 651—Public Health.

GENERAL ORDER

SB 22, by Wilson (Beckham) and Sandlin, was considered further.

Senator Shoemake moved to amend **SB 22**, line 6, page 13, by adding after the word, "assistants," and before the

word, "aides," the words, "investigators, evidence men," which amendment was declared adopted.

Senator Shoemake moved to amend **SB 22**, line 8, page 13, by adding after the word, "officers," and before the word, "bailiffs," the words, "and/or juvenile officers," which amendment was declared adopted.

Senator Shoemake moved to amend **SB 22**, line 8, page 16, by adding after subsection (d) a new subsection to be numbered subsection (e) to read as follows:

(e) 1. Notwithstanding any provisions of subsections (a), (c) or (d) of this Section, in every county in this State having a population, according to the 1950 or any succeeding Federal Decennial Census, of more than sixty-five thousand (65,000) and a net valuation of all tangible taxable property of more than forty-five million (\$45,000,000.00) dollars, and having a land area in excess of eight hundred (800) square miles, and also having therein a city wherein there is established a city court, with jurisdiction in criminal cases, in addition to other courts wherein the County Attorney is required to appear, the County Attorney shall be allowed not less than two (2) assistants at an annual salary equal to ninety per cent (90%) of the salary provided by this Act for the County Attorney, and not less than one (1) investigator at an annual salary of not less than four thousand eight hundred (\$4,800.00) dollars, said salaries to be effective as of the effective date of this Act.

2. And in each such county, said Assistants and Investigators shall be entitled to receive in lieu of their actual expenses incurred on official business, a sum equal to Seven and one-half (7½) cents per mile for each mile actually and necessarily traveled by them; and, when required to be away from the place of residence on official business, they shall be entitled to reimbursement for the

costs of lodging and subsistence in addition to mileage."

Senator Stipe moved that **SB 22** be withdrawn from the Calendar and referred to the Judiciary Committee for further study and perfection.

Senator Wilson, (Beckham), as a substitute, moved that further consideration of **SB 22** be deferred for this legislative day which motion was overruled upon a point of order raised by Senator Shoemake who stated it followed discussion.

Senator Allen, as a substitute, moved that further consideration of **SB 22** be deferred to some future legislative day maintaining its place on the Calendar, which motion was declared adopted.

SB 49, by Hope and Bailey of the Senate, and Ruby and Davis of the House, was considered further.

By unanimous consent, upon request of Senator Hope, further consideration of **SB 49** was deferred for this legislative day.

Senator Shoemake asked unanimous consent that **SB 125** be ordered withdrawn from the Calendar and referred to the Committee on Appropriations and Budget, which was the order.

Senator Cartwright (Bryan) presiding.

FIRST READING

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

SB 128—By Miskovsky of the Senate and Andrews of the House—An Act relating to commerce in the State of Oklahoma; relating to monopolies, unfair competition and unlawful discrimination; preventing discriminations in prices which would lessen competition or tend to create a monopoly, or injure, destroy or prevent competition; prescribing the jurisdiction, powers and duties of the Oklahoma corporation commission; fixing penalties; defining terms; prohibiting corporate purchases

of stock or assets which would lessen competition or tend to create a monopoly; prohibiting contracts and sales which would lessen competition or tend to create a monopoly; prohibiting discrimination in rebates, discounts, services rendered, advertising services rendered or allowances which would lessen competition or tend to create a monopoly; providing for enforcement of orders of the corporation commission; providing for enforcement of private rights to damages and injunctive relief; providing for jurisdiction of the courts and venue of actions; providing for judicial review; providing for forcing witnesses to testify and give evidence and for immunity of such witnesses under certain conditions; amending and altering Sections 18 through 34, Article IX, Oklahoma Constitution; making provisions of this Act cumulative and severable; providing that this Act shall be liberally construed; and declaring an emergency.

Senator Payne moved that when the Clerk's desk is cleared the Senate adjourn which motion prevailed.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 518—By McCarty and Skeith—An Act amending 63 O. S. 1951, § 420, as amended, relating to penalties; and declaring an emergency.

HB 519—By McCarty and Skeith—An Act defining and declaring who is an addict to narcotic drugs or marihuana; prescribing the penalty for violation of this Act for a person who is a first offender and who is a second offender; and declaring an emergency.

HB 543—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the district courts; providing that the district court judge shall fix the duties and compensations of employees within certain limitations; pro-

viding that the appropriations shall be fiscal; and declaring an emergency.

HB 560—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the liquefied petroleum gas board; providing that the administrator shall fix the duties and compensations of employees within certain limitations; providing for transfer of unexpended balance at end of fiscal year; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 566—By Skeith, Lollar, McCarty, Gotcher, Cook, Vandiver, Burnham, Mountford, Privett, Bradley (Tulsa), Buckler, Clark, Daugherty, Forsythe, Hopkins, Howard, Johnston, McCune, McGahey, Patterson, Richardson, Shibley, Watkins and Wilcox of the House and Field of the Senate—An Act relating to sales; defining terms; regulating "closing out sales"; requiring licenses and fixing fees for issuance and renewal thereof; making a violation of Act a misdemeanor and fixing penalty therefor; making provisions of the Act severable; and declaring an emergency.

HB 670—By Sparkman of the House and Hall of the Senate—An Act relating to restraint of domestic animals; applying closed-range provisions to those portions of Delaware county where domestic

animals are restrained from running at large under existing law and to an area one mile on either side of State and Federal highways in Delaware county, amending 4 O. S. 1951, Sec. 94 as amended by 4 O. S. Supp. 1957, Sec. 94, and deleting those provisions which excepted parts of Ottawa county therefrom; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 514—By Shibley, Craig and Howe of the House and Grantham of the Senate.—A concurrent resolution expressing the regret and sorrow of the members of the Twenty-Seventh legislature for the demise of the honorable Harris G. Olmstead, former chairman of the State Board of Public Affairs; directing that a copy of this resolution be spread upon the permanent journals of the House and Senate as a memorial to a man who served his state; and directing distribution of the authenticated resolution.

As provided under the Payne motion, the Senate adjourned to meet as provided under the Rules—1:30 p. m. tomorrow.

Twenty-sixth Legislative Day

Wednesday, February 18, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—44.

President Pro Tempore Garvin presiding.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Miskovsky asked unanimous consent that Wayne Gary be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

COMMUNICATION

Senator Miskovsky asked unanimous consent that the following editorial, broadcast over KWTW on February 17 by Bruce Palmer, be read and incorporated in the Journal, which was the order:

We have seen in the last few days a clear-cut example of the way in which gossip, innuendo, and the implication of chicanery can undermine the morale of

an instrument of government. It is difficult to imagine what could inflame and disturb the members of the Oklahoma legislature more than the careless insinuation of corruption in connection with their consideration of the repeal resolution.

The reference, of course, is to the statement of Dr. Sam Scantlan of the United Drys that there had been talk of a grand jury investigation of rumors of payoffs for repeal votes. The language he used was as general as a shotgun blast, with its non-specific reference to talk and rumors, and like a shotgun shell it spread a wide pattern over the house and senate. Its implied accusation of every legislator, and especially that of state senators who passed the repeal resolution last week, was the ultimate in unfair and reckless propaganda methods.

The merits or demerits of the repeal resolution are of no importance in this instance which impugns the general morality of the 163 men who represent the people of Oklahoma as legislators. No matter what the issue is, it should not provide the blast-off point for a broadside allegation of dishonesty.

Insinuating guilt by quoting gossip and rumor is not an open-handed way to fight for what one believes is right. The negative qualities of gossip and rumor quickly tarnish the individuals at whom they are aimed, and the stain is hard to remove. Some years ago, a late United States Senator levelled a shotgun charge of communist infiltration at the State Department, and the damage has never been undone. Gossip-

mongering is easy. The gossip can attribute what he says to anonymous sources and take cover in the claim that what he said was common knowledge. It's human nature that the individual remembers slurs against another far longer than he remembers good things. The blanket of condemnation that follows a loose insinuation can put a great weight upon the person and the multitude.

Beyond his indictment of the legislature, Doctor Scantlan cast an unwarranted criticism at the capitol news corps, when he questioned why reporters had not brought the alleged repeal corruption into the open. That was a flat smear against the integrity of a group of first-class newsmen and its author gave it no more substantiation than he gave to his inferences against the legislature as a whole. KWTW newsmen who cover the capitol say there were no rumors about payoffs when the senate considered and passed the repeal resolution, and we think they know what they are talking about.

Propaganda, publicity and lobbying on behalf of any cause that is before the legislature are acceptable if kept at a proper level. But when a fight is pulled down to blind muck-raking and intemperate allegations against the morals of all the lawmakers, it's a foul blow. In this case, the innuendo carries a boom-ang potential. The temper of the house now is such that Dr. Scantlan quite possibly rendered the dry cause a considerable disservice.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Floyd W. Gibson states that he resides at 5816 North MacArthur, Oklahoma City, Oklahoma; that he is 47 years of age; that he is legislative representative for Oklahoma Association of Elec-

tric Cooperatives; that he is paid the sum of \$ (none), per (none) for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 17th day of February, 1959.

Floyd W. Gibson

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 38 — Revenue and Taxation — To Committee on Municipal Government by previous order.

SB 67—County Government.

SB 123—County Government.

HB 597—Judiciary.

DO PASS, as amended:

SB 64—County Government.

SB 68—County Government.

SB 79—Judiciary—To Appropriations and Budget by reporting committee.

FIRST READING

The following bills were introduced and read the first time:

SB 129 — By Miskovsky — An Act amending 19 O. S. 1951, § 552, as amended by Section 1, Chapter 12b, Title 19, Page 83, Oklahoma Session Laws 1953, 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 three hundred thousand (300,000) people; prescribing the method of appointment; fixing the salaries and duties thereof; providing salaries to be paid from court fund; repealing all Acts

or parts of Acts in conflict; and declaring an emergency.

SB 130—By Committee on Education of the Senate; and Committee on Higher Education of the House—An Act making appropriations for regional cooperation with other southern states in providing educational opportunities in the professional, technological, scientific, and other fields in compliance with Title 70, Sections 2121, 2123, O. S. 1951; providing for the expenditure of funds; making the appropriations fiscal; making the provisions of the Act severable; and declaring an emergency.

SB 131—By Committee on Privileges and Elections—An Act relating to elections; providing for the appointment of deputy registrars in cities or towns wherein no central registration office is located, providing that compensation for said registrars be identical to the compensation provided for precinct registrars; and declaring an emergency.

SB 132—By Committee on Privileges and Elections—An Act relating to elections; defining the procedure for determining the date of events pertaining to elections occurring a certain number of days before or after an election; and declaring an emergency.

SECOND READING

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

SB 126—Education.

SB 127—Public Health.

SB 128—Judiciary.

HB 518—Criminal Jurisprudence.

HB 519—Criminal Jurisprudence.

HB 543—Judiciary, then to Appropriations and Budget.

HB 560—State and Federal Government, then to Appropriations and Budget.

HB 566—Business and Industry.

HB 670—Judiciary.

GENERAL ORDER

SB 103, by Stipe, Miskovsky, Ritzhaupt, Breeden, Bailey, Morford, and Hall of the Senate and Baggett and Graves of the House, was read and considered.

Senator Stipe asked unanimous consent, which was granted, that the name "Mountford" be stricken as a co-author of **SB 103** as shown on the Calendar and the name "MORFORD" be substituted therefor.

By unanimous consent, upon request of Senator Stipe, Senators Payne, Shoemaker, McColgin, McSpadden, Cowden, Baldwin, Fine, Berrong, Grantham, Carrier, Mahan, Sandlin, Hope and Wilson (Greer) were made co-authors of **SB 103**.

Upon motion of Senator Stipe, **SB 103**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Stipe, the rules of the Senate were suspended, and **SB 103**, as co-authored, 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: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—37.

Not Voting: Cartwright (Bryan), Cobb, Collins, McClendon, Miskovsky, Pitcher, Walker.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—38.

Not Voting: Cartwright (Bryan), Cobb, Collins, McClendon, Pitcher, Walker.—6.

The emergency was declared passed.

SB 103 was referred for engrossment.

There being matters on the President's desk for the consideration of the Senate in Executive Session, it was upon motion of Senator Wilson (Beckham) that the Senate closed its doors and went into Executive Session.

*

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

The Senate, in executive session and upon motion of Senator Land, advised and consented to the confirmation of the executive nomination of DR. JOE E. TYLER, of Tulsa, Oklahoma, as a member of the Mental Health Board, for a term effective upon confirmation and ending December 31, 1964.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of FRED M. HAMMER, of Oklahoma City, as a member of the Board of Regents, Oklahoma Military Academy, for a term effective upon confirmation and ending June 30, 1959.

The Senate, in executive session and upon motion of Senator Easterly, advised and consented to the confirmation of the executive nomination of DR. J. W. MARTIN, of Alva, Oklahoma, as a member of the Board of Trustees of Teachers' Retirement for a term effective upon confirmation and ending June 30, 1963.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of M. C. CONNERS, of Oklahoma City, as a member of the Oklahoma Tax Commission for a term effective upon confirmation and ending 2nd Monday in January, 1965.

Senator Ritzhaupt moved, in view of statements which have been made, by Dr. Samuel W. Scantlan, of Oklahoma City, Lobbyist for the United Dry Association, that he be called before the Senate Judiciary Committee and provide said Committee with any information he possesses concerning legislative wrongdoing or money changing hands in connection with legislation pending before the 27th Legislature, which motion was declared adopted.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion prevailed.

FIRST READING

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

SB 133—By Stipe and Hamilton of the Senate and McCarty, Hargrave, Cook, Watkins, Hopkins and Andrews of the House—An Act relating to wages; declaring it to be the public policy to pay wages prevailing in the area to workmen on public projects; defining terms; requiring the payment of such wages to such workmen and limiting the class affected; making enforcement the responsibility of the Commissioner of Labor and delegating to him authority to make regulations to discharge such responsibility; requiring various acts of ascertainment and compliance by public bodies and contractors; prescribing manner of determining prevailing wages, objection thereto, of hearing such objections, and of appeal from final administrative determinations; delegating

subpoena power and authority to administer oath to representative of Commissioner of Labor; requiring contractors affected to keep wage records; authorizing actions by workmen for enforcement; making violation hereof a misdemeanor, and fixing penalty therefor; repealing conflicting laws and parts of laws; providing for severability; and declaring an emergency.

MESSAGES FROM GOVERNOR

Advising approval by him, February 18, 1959, of Enrolled **SJR 7**, entitled:

ENROLLED SENATE JOINT RESOLUTION NO. 7—By Berrong, Dacus, Wilson (Greer), Kerr, Hope, Baldwin, Herndon, McColgin and Ritzhaupt of the Senate and Richardson (Custer), Greenhaw, Metcalf, Bouse, Burnham,

Hurst, Lance, Larason, Lynch, Meacham, Moad, Patterson, Watkins, Wilcox, Belvin, Fogarty, Forsythe, Goodfellow and Willis (Jackson) of the House:

A JOINT RESOLUTION RELATING TO THE OKLAHOMA GENERAL HOSPITAL; AUTHORIZING THE EXPENDITURE OF MONIES FROM THE REVOLVING FUND OF SAID INSTITUTION FOR REPAIR, REMODELING, RENOVATION AND CONSTRUCTION PROJECTS; AUTHORIZING THE STATE BOARD OF HEALTH TO CONTRACT OR PROVIDE BY FORCE ACCOUNT FOR SAID PROJECTS; AND DECLARING AN EMERGENCY.

As provided under the Payne motion, the Senate was declared adjourned to meet at 11:00 a. m., tomorrow.

Twenty-seventh Legislative Day

Thursday, February 19, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Mahan.—1.

The President Pro Tempore declared a quorum present.

Prayer was offered by Mr. George O'Neal, Calendar Clerk of the Senate.

The Journal for the last legislative day was declared approved.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 1**.

The above numbered Resolution was referred for enrollment.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 96—Military and Veterans Affairs.

SB 125—Appropriations and Budget.

DO PASS, as amended:

SB 97—Military and Veterans Affairs.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 129—Judiciary.

SB 130—Education, then to Appropriations and Budget.

SB 131—Privileges and Elections.

SB 132—Privileges and Elections.

SB 133—Labor Relations.

PENDING SENATE ACTION

HCR 514 was considered and by unanimous consent, upon request of Senator Grantham, Senators Garvin, Payne, Baldwin, Shoemake, Cobb, Collins, Easterly, Wilson (Greer), Herndon, Kerr, Hall, Sandlin, Field, McColgin, Fine, Hamilton, Cartwright (Bryan), Cartwright (Seminole), Tipps, Pazoureck, Allen, Boecher, Hope, Ritzhaupt, Dacus, Berrong, Walker, Land, Carrier, Morford and Stipe were made co-authors to **HCR 514**.

HCR 514, as co-authored, was read at length as follows, and adopted upon motion of Senator Grantham:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 514 — By Shibley, Craig, Howe, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Daniel,

Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shipley, Shoemaker, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), and Wolf of the House and Grantham, Garvin, Payne, Baldwin, Shoemaker, Cobb, Collins, Easterly, Wilson (Greer), Herndon, Kerr, Hall, Sandlin, Field, McColgin, Fine, Hamilton, Cartwright (Bryan), Cartwright (Seminole), Tipps, Pazoureck, Allen, Boecher, Hope, Ritzhaupt, Dacus, Berrong, Walker, Land, Carrier, Morford and Stipe of the Senate.

A CONCURRENT RESOLUTION EXPRESSING THE REGRET AND SORROW OF THE MEMBERS OF THE TWENTY-SEVENTH LEGISLATURE FOR THE DEMISE OF THE HONORABLE HARRIS G. OLMSTEAD, FORMER CHAIRMAN OF THE STATE BOARD OF PUBLIC AFFAIRS; DIRECTING THAT A COPY OF THIS RESOLUTION BE SPREAD UPON THE PERMANENT JOURNALS OF THE HOUSE AND SENATE AS A MEMORIAL TO A MAN WHO SERVED HIS STATE; AND DIRECTING DISTRIBUTION OF THE AUTHENTICATED RESOLUTION.

WHEREAS, the Honorable Harris G. Olmstead, former Chairman of the State

Board of Public Affairs, departed this life Friday, February 13, 1959; and

WHEREAS, the distinguished and personable gentleman was born November 9, 1915, at Tonkawa, Oklahoma; and

WHEREAS, his degree in commerce from the University of Oklahoma, plus successful business experience, qualified him; and

WHEREAS, he chaired the State Board of Public Affairs during the Johnston Murray Administration, 1951-1955; and

WHEREAS, his service as Past President of the Tonkawa Chamber of Commerce; President of the Kiwanis Club; and Director of the Kay Guidance Center, reflect his interest in the better things of life; and

WHEREAS, he was a veteran of World War II, with continuing military interests; and

WHEREAS, the memory of his friends will continue the imprint of his endeavors for sound administration in the operation of the State Board of Public Affairs.

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

SECTION 1. That the members of the Twenty-seventh Oklahoma Legislature (1959) express grief and sorrow for the demise of Harris G. Olmstead and extend their sympathies and condolences to the relatives of the deceased.

SECTION 2. That this Resolution be printed in the House and Senate Journals as a memorial to a departed friend.

SECTION 3. That an authenticated copy of this Resolution be presented to Mrs. Marguerite Olmstead and family, wife and children of the deceased, Tonkawa, Oklahoma; Mrs. Mary Olmstead, mother of the deceased, Tonkawa, Okla-

homa, and Mrs. Howard Susan, sister of the deceased, Oklahoma City, Oklahoma.

Senator Grantham presiding.

HCR 514, as co-authored, was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 29, 32, 50 and 116**.

The above numbered bills were referred for enrollment.

GENERAL ORDER

SB 123, by King, was read and considered.

Upon motion of Senator King, **SB 123** was advanced to engrossment and third reading.

Senators Hamilton, Trent and Kerr asked to be shown excused until such time as they might return to the chamber, which was the order.

Upon motion of Senator King, the rules of the Senate were suspended, and **SB 123**, as co-authored, was 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:

Aye: Allen, Baldwin, Breeden, Easterly, Grantham, Hall, Harris, King, Land, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Wilson (Beckham).—17.

Nay: Bailey, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Herndon, Hope, McClendon, McSpadden, Tipps, Walker, Wilson (Greer).—16.

Excused: Hamilton, Kerr, Mahan, Trent.—4.

Not Voting: Carrier, Collins, Fine,

Garvin, McColgin, Pitcher, Ritzhaupt.—7.

The bill was declared failed of passage.

MOTION TO RECONSIDER

As provided under Rule 12 (a), Senator King moved to reconsider the vote by which **SB 123** failed of passage.

President Pro Tempore Garvin presiding.

RESOLUTIONS

By unanimous consent, the following Resolutions were introduced by Senator Tipps and, upon his request, all members of the Senate were made coauthors of the Resolutions:

SENATE RESOLUTION NO. 23—By Tipps, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).

A RESOLUTION COMMENDING THE HONORABLE J. I. GOINS, A FORMER MEMBER OF THE STATE HIGHWAY COMMISSION AND A PROMINENT CIVIC LEADER OF THE ARDMORE AREA.

WHEREAS, in the month of January, 1959, the Honorable J. I. Goins of Ardmore concluded eight years of outstanding service as a member and officer of the Highway Commission of the State of Oklahoma; and

WHEREAS, during his tenure in office the road program in Oklahoma was expanded tremendously and was administered in a truly exemplary manner; all of which clearly indicate the high quality of leadership and service rendered by the Honorable J. I. Goins and

his colleagues on the State Highway Commission; and

WHEREAS, the Honorable J. I. Goins has in addition to the services above described given years of his life to other elective and appointive offices and has been a leader in civic progress in south-central Oklahoma for many years; and

WHEREAS, it is therefore appropriate that this Legislative Body pay official tribute to the public contribution of the Honorable J. I. Goins.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. That the Honorable J. I. Goins is hereby officially commended for his years of dedicated public service to the people of Oklahoma and for his dedicated service and leadership while a member of the Highway Commission of this State.

SECTION 2. That this resolution be spread upon the official journal of the Senate and that a properly prepared copy hereof be mailed to the Honorable J. I. Goins.

Upon motion of Senator Tipps, **SR 23**, as co-authored, was adopted and ordered referred for enrollment.

SENATE RESOLUTION NO. 24—By Tipps, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).

A RESOLUTION CONGRATULATING THE HONORABLE PRESTON J. MOORE ON HIS ELECTION AS NATIONAL COMMANDER OF THE AMERICAN LEGION AND EXPRESSING THE PRIDE OF THE SENATE OF

THE TWENTY-SEVENTH SESSION OF THE OKLAHOMA LEGISLATURE IN HIS ACCOMPLISHMENTS.

WHEREAS, the Honorable Preston J. Moore, of Stillwater, Oklahoma, was, on September 4, 1958, at the fortieth National Convention of the American Legion in Chicago, Illinois, elected to the high post of National Commander of this, the world's largest veterans organization; and

WHEREAS, Preston J. Moore began his career of service to his country on July 7, 1941, when he was commissioned a Second Lieutenant at Camp Robinson, Arkansas, later serving one and one-half years in the South Pacific Theater in World War II, and continued his interest in veterans' affairs after his discharge from the armed services in 1945 by service in the American Legion at Bartlesville, Oklahoma, by service in Post No. 306 at the University of Oklahoma, in the capacity of State Commander of the American Legion, being the first World War II veteran to hold that office, in the office of National Executive Committeeman and as a member of the liason committee to the National Security Commission of the Legion; and

WHEREAS, the American Legion consists of three million men who have served in the armed services of their country during times of conflict and has rendered services of incalculable value to the dependents and survivors of disabled and deceased service men, and to the country as a whole by its unceasing and vigilant efforts to perpetuate the traditions and policies of American democratic government and has always strived to maintain our country's strength and security; and

WHEREAS, the people of the State of Oklahoma have shared in the many benefits derived from the existence of this magnificent servicemen's organization; and

WHEREAS, Preston J. Moore has announced a platform for his term of office based on Americanism, child welfare, rehabilitation and community service and has vowed to increase the membership of the Legion from three million to five million and is already discharging the duties of his high office in a manner which reflects favorably on the State of Oklahoma and brings great pride to his fellow Oklahomans; and

WHEREAS, it is therefore appropriate that the members of this State Senate make known to the Honorable Preston J. Moore and to the Nation their sense of pride in his accomplishments and extend to him their congratulations.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the Honorable Preston J. Moore is hereby officially congratulated on his election as National Commander of the American Legion and is hereby officially commended for his long record of service in veterans' affairs and for the manner in which he has assumed the duties of his high office.

SECTION 2. That this resolution be spread at large upon the official journal of this Senate, and that properly prepared copies hereof be mailed to the Honorable Preston J. Moore and to the State and National Headquarters of the American Legion as an expression of the sentiments expressed above by the Senate of the State of Oklahoma.

Upon motion of Senator Tipps, **SR 24**, as co-authored, was adopted and ordered referred for enrollment.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, February 23, 1959, at 1:30 p. m., which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 103 correctly engrossed.

SB 116 correctly enrolled.

Engrossed **SB 103** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 116**, after fourth reading, was 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:

SB 102—Business and Industry.

SB 131—Privileges and Elections.

SB 132—Privileges and Elections.

DO PASS, as amended:

SB 2—Insurance.

SB 17—Business and Industry.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet on Monday, February 23, as provided under the Rules—1:30 p. m.

Twenty-eighth Legislative Day

Monday, February 23, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Hall, King, Ritzhaupt.—3.

Absent: Cartwright (Seminole).—1.

The President declared a quorum present.

Prayer was offered by the Chaplain, Reverend Carlton D. Garrison, pastor of the First Christian Church of Ponca City.

President Pro Tempore Garvin announced from the floor that Senator Ritzhaupt was in Wesley Hospital where he had undergone major surgery this morning and the report was that the operation was highly successful.

The Journal for the last legislative day was declared approved.

FIRST READING

The following bills were introduced and read the first time:

SB 134—By Land—An Act relating to tort insurance; amending 76 O. S. 1951, Section 5; providing that where

a person liable for negligent Acts carries insurance against such liability and such liability is denied and suit is brought thereon and judgment therein is obtained in a sum not exceeding two Hundred Dollars (\$200.00), such insurer shall be liable to the person recovering such judgment in an additional sum double the amount of such judgment; and declaring an emergency.

SB 135—By Harris of the Senate and Privett of the House—An Act pertaining to rest homes; nursing homes and related institutions; amending Sections 2, 3 and 13, Chapter 7A, Title 63, Oklahoma Session Laws 1953; repealing Section 17, Chapter 7A, Title 63, Oklahoma Session Laws 1953; and declaring an emergency.

SB 136—By Harris of the Senate and Privett of the House—An Act relating to public safety of persons housed or cared for in rest homes, nursing homes and related institutions as defined in Section 2, Chapter 7A, Title 63, page 306, Oklahoma Session Laws, 1953; providing for a limitation of occupancy; providing for the installation of approved automatic alarm systems and/or automatic sprinkling systems; authorizing and directing the State Fire Marshall or his designated representative to conduct inspections, make recommendations for compliance, and to cooperate with the State Commissioner of health, or his designated representative, in enforcing the provisions of the Act; authorizing the State Board of Health to promulgate and adopt regulations; providing for punishment for violations; providing for an injunction

for violations; providing for an advisory council; and declaring an emergency.

SB 137—By Hope and Bailey of the Senate and Ruby and Davis of the House—An Act making appropriations to the mental health board; stating the purpose; making the appropriations fiscal; repealing all Acts in conflict herewith; and declaring an emergency.

SB 138—By Hope and Bailey of the Senate and Ruby and Davis of the House—An Act making appropriations to the office of civil defense; stating the purpose; making the appropriations fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 139—By Land and Miskovsky of the Senate and Johnston, Howard, McCune, Forsythe, McGahey, Bradley and Hopkins of the House—An Act relating to public recreation in all counties having a population of one hundred thousand (100,000) or more as determined by the last Federal Decennial Census; authorizing the establishment and maintenance of said facilities and the dedication of lands and buildings for recreational purposes; authorizing such county to establish, construct, and conduct such recreational facilities jointly with any city, town, or school district; providing for the retention of all laws relating to public recreational facilities; making the provisions of this Act severable; and declaring an emergency.

SB 140—By Land and Miskovsky of the Senate and Johnston, Howard, McCune, Forsythe, McGahey, Bradley and Hopkins of the House—An Act authorizing counties having a population of one hundred thousand (100,000) or more as determined by the last federal decennial census, to hold, own, or use for any lawful county purpose any real estate deeded to or held by such county for the purpose of county farms or poor farms, making provisions of this Act severable, repealing conflicting laws; and declaring an emergency.

SB 141—By Easterly of the Senate and Murrow and Larason of the House—An Act making appropriations to the State Planning and Resources Board; stating the purpose to be the purchase and development of an area for park and recreational purposes; directing the said board to accomplish such purchase and development; providing for severability; and declaring an emergency.

SB 142—By Breeden, Mahan, Land, Grantham, Collins, McSpadden, Pitcher, Hall, Payne, Shoemake, Stipe, Sandlin, Fine, Wilson (Beckham), Hope, Bailey, Cartwright (Bryan), Carrier and Hamilton of the Senate and Hopkins, McGahey, Johnston (Tulsa), Forsythe, Howard, McCune, Bradley (Tulsa), Howe, Dolezal, Privett, Tinker, Sare, Shipley (Nowata), Briscoe, Wilkerson, Huser, Finch, Allard, Shibley (Creek), Spraker, Haworth, Ruby, Wheatley, Mountford, Lollar, Sparkman, Willis (Cherokee), Langley, Stewart, Odom (Wagoner), Odom (McIntosh), Cole, Richeson, Skeith, Van Hooser, Gotcher, Ogden, Davis, Livingston and Vandiver of the House—An Act making an appropriation to the State Highway Commission for the construction and maintenance of roads; making the appropriation non-fiscal; making the provisions of this Act severable; and declaring an emergency.

President Pro Tempore Garvin presiding.

GENERAL ORDER

SB 96, by Shoemake was read and considered.

Upon motion of Senator Shoemake, **SB 96** was advanced to engrossment and third reading.

Upon motion of Senator Shoemake, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer), —36.

Excused: Hall, King, Ritzhaupt.—3.

Absent: Cartwright (Seminole).—1.

Not Voting: Bailey, Miskovsky, Pitcher, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer), —36.

Excused: Hall, King, Ritzhaupt.—3.

Absent: Cartwright (Seminole).—1.

Not Voting: Bailey, Miskovsky, Pitcher, Stipe.—4.

The emergency was declared passed.

SB 96 was referred for engrossment. Senator Harris presiding.

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

GENERAL ORDER

SB 132, by Committee on Privileges and Elections, was read and considered.

Upon motion of Senator McClendon,

SB 132 was advanced to engrossment and third reading.

Upon motion of Senator McClendon, the rules of the Senate were suspended, and **SB 132** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 132 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: King, Ritzhaupt.—2.

Absent: Cartwright (Seminole).—1.

Not Voting: Bailey, Dacus, Miskovsky.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: King, Ritzhaupt.—2.

Absent: Cartwright (Seminole).—1.

Not Voting: Bailey, Dacus, Miskovsky.—3.

The emergency was declared passed.

SB 132 was referred for engrossment.

GENERAL ORDER

SB 131, by Committee on Privileges and Elections, was read and considered.

Senators Easterly, Hamilton, McColgin, Walker, Field, Herndon, Dacus and Berrong asked to be made co-authors of **SB 131**, which was the order.

Senator Miskovsky moved to amend **SB 131**, line 2, page 1, by inserting after the word, "Board," and before the word, "is," the words, "or county registrars in counties having a county registrar," which amendment was declared adopted.

Upon motion of Senator McClendon, **SB 131**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator McClendon, the rules of the Senate were suspended, and **SB 131**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 131 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: King, Ritzhaupt.—2.

Absent: Cartwright (Seminole).—1.

Not Voting: Bailey, Stipe.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham,

Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: King, Ritzhaupt.—2.

Absent: Cartwright (Seminole).—1.

Not Voting: Stipe.—1.

The emergency was declared passed.

SB 131, as amended, was referred for engrossment.

GENERAL ORDER

SB 97, by Morford of the Senate, and Rogers of the House, was read and considered.

Senator Morford moved to amend **SB 97**, line 18, page 2, by striking the word, "shall" after the word, "Governor," and before the word, "appoint" and inserting the word, "may," which amendment was declared adopted.

Upon motion of Senator Morford, **SB 97**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Morford, the rules of the Senate were suspended, and **SB 97**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: King, Ritzhaupt.—2.

Absent: Cartwright (Seminole).—1.

Not Voting: Pazoureck, Sandlin.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: King, Ritzhaupt.—2.

Absent: Cartwright (Seminole).—1.

Not Voting: Pazoureck, Sandlin.—2.

The emergency was declared passed.

SB 97, as amended, was referred for engrossment.

GENERAL ORDER

HB 511, by McCarty, was read and considered.

Upon motion of Senator Field, **HB 511** was advanced to engrossment and third reading.

Upon motion of Senator Field, the rules of the Senate were suspended, and **HB 511** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 511 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: King, Ritzhaupt.—2.

Absent: Cartwright (Seminole).—1.

Not Voting: Garvin, Morford, Pazoureck, Sandlin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: King, Ritzhaupt.—2.

Absent: Cartwright (Seminole).—1.

Not Voting: Garvin, Morford, Pazoureck, Sandlin.—4.

The emergency was declared passed.

HB 511 was properly signed and ordered returned to Honorable House.

RESOLUTION

By unanimous consent, **SCR 2**, by Hall, Hamilton, Pitcher, Stipe, Trent, Tipps and Shoemaker, was introduced by Senator Hall, read at length as follows, adopted upon his motion, and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 2—By Hall, Hamilton, Pitcher, Stipe, Trent, Tipps and Shoemaker.

A CONCURRENT RESOLUTION INVITING THE HONORABLE LAWRENCE W. WETHERBY TO ADDRESS A JOINT SESSION OF THE OKLAHOMA LEGISLATURE.

WHEREAS, the Southern Regional Education Board was established in 1948 and is celebrating its tenth anniversary of service to the region this year; and

WHEREAS, the State of Oklahoma

was among the original signers of the Southern Regional Education Compact and has participated in the work of the Board for the past decade;

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

That the Honorable Lawrence W. Wetherby be invited to address a joint session of the Senate and House, at a date convenient to him, to review the purposes, accomplishments and activities of the Southern Regional Education Board in honor of its tenth anniversary.

Senator Hall asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Cartwright (Seminole) asked to be recorded present, which was the order.

GENERAL ORDER

SB 125, by Shoemake, Wilson (Greer), Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Tipps, Trent and Walker of the Senate, and Langley of the House, was read and considered.

Upon motion of Senator Shoemake, **SB 125** was advanced to engrossment and third reading.

Upon motion of Senator Shoemake, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Hall, King, Ritzhaupt.—3.

Not Voting: Cowden.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Hall, King, Ritzhaupt.—3.

Not Voting: Cowden.—1.

The emergency was declared passed.

SB 125 was referred for engrossment.

Senator Pazoureck asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 2, by Wilson (Beckham), Allen, Cartwright (Seminole), Easterly, Field, Pitcher, Shoemake, Stipe, Dacus, Berrong, Morford and Payne of the Senate, and Fuller, et al of the House, was read and considered.

Senator Wilson (Beckham) moved to amend **SB 2** on line 8, page 103, by inserting after the word, "opinions" on line 7 and before the words and figures,

"Section 412," on line 8, the following, to be numbered Section 412:

"Section 412. All fees and other charges collected by the Administrator shall be deposited in the General Revenue fund with the State Treasurer except amounts collected under Section 405 (f) which shall be deposited in a special examination fund from which the Administrator may pay charges, compensation and expenses of authorized representatives of the Administrator in visiting and examining broker-dealers, investment advisors and issuers as provided by this Act,"

and renumbering the remaining sections, which amendment was declared adopted.

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

Senators Miskovsky, Sandlin, Land and Carrier asked to be made co-authors of **SB 2**, which was the order.

Senator Field moved to amend **SB 2**, line 4, page 30, by striking after the word, "indebtedness," the period, and adding the following language: "by type or classification," and Section 305, line 13, page 64, by striking all of sub-section (j) and inserting the following: "(j) So long as a registration statement is effective, the issuer shall (1) file an annual financial report; (2) file such other periodic reports, not more often than quarterly, as the Administrator may by rule or order require in order to keep reasonably current the information contained in the registration statement and to disclose the progress of the offering; and (3) be subject to such special examinations as the Administrator deems reasonably appropriate in the public interest or for the protection of the investors. Unless the Administrator shall by rule or order require, periodic financial reports need not be audited statements" and Section 307, on line 5, page 71, after the word, "certificates," and before the word, "outstanding," inserting the following: "shall be on the basis of the maximum amount of obli-

gation the issuer has to the holders thereof on savings or investment certificates."

Senators Field and Boecher asked unanimous consent, which was granted, to amend the Field amendment by striking the word, "reasonably," after the word, "keep," and before the word, "current".

The vote occurring on the Field amendment, as amended, it was declared adopted.

Senator Hope moved to amend **SB 2**, line 4, page 13, by changing the word, "three," to the word, "five".

Senator Hamilton raised the question of no quorum and upon roll call, the Presiding Officer declared a quorum was present.

Senator Hope asked unanimous consent, which was granted, to submit the following in lieu of his original amendment: To amend **SB 2**, line 4, page 13, by striking the period after the word, "Accountants," adding in lieu, a semicolon and adding the following, "one member shall be an active farmer and one member shall be an active merchant," which amendment was declared failed of adoption.

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

Senator Hope moved to amend **SB 2**, line 11 through line 15 on page 17, by striking all of Section 8 after the word, "Authority," and inserting the following: "The Governor shall appoint a full time Administrator with the advice and consent of the State Senate. He shall administer the Act under the supervision of the Commission and in accordance with its policies," which amendment was declared failed of adoption.

Senator Shoemaker moved to amend **SB 2**, line 14, page 19, after the word, "Administrator," and before the word "by" by striking the word "may," and inserting the word, "shall," and in line 15 by

striking the word, "any," and inserting the word, "all."

Senator Hope moved that further consideration of **SB 2** be deferred to some future legislative day, which motion failed of adoption.

By unanimous consent, further consideration of the Shoemake amendment was deferred temporarily.

Senator Shoemake moved to amend **SB 2**, line 17, page 19, by adding after the word "determines" the following: "All members of the Commission shall give bonds in the same amount and in the same manner as provided for said Administrator."

Senator Field asked unanimous consent, which was granted, to amend the Shoemake amendment after the word "following," to read: "Each member of the Commission shall give a bond in the amount of Twenty-five Thousand (\$25,000.00) Dollars, in the same manner as provided for said Administrator."

The vote occurring on the Shoemake amendment, as amended, it was declared adopted.

Senators Hamilton and Fine moved to amend **SB 2**, lines 10 and 11, page 19, by striking the words and figures "Twenty-five Thousand (\$25,000.00) Dollars" and inserting the words and figures "One Hundred Thousand (\$100,000.00) Dollars."

Senator Wilson (Beckham) moved that further consideration of **SB 2** be deferred for this legislative day, which motion prevailed.

RESOLUTION

By unanimous consent, Senator Miskovsky introduced **SR 25** and, upon their requests, Senators Dacus, Hamilton, Stipe, Kerr, Trent, Cobb, Cartwright (Seminole), McClendon, Allen, Collins, Cowden, Hope, Carrier and Breeden were added as co-authors.

SR 25, as co-authored, was read at length as follows, adopted upon motion

of Senator Miskovsky and ordered referred for enrollment:

SENATE RESOLUTION NO. 25—By Miskovsky, Dacus, Hamilton, Stipe, Kerr, Grant, Cobb, Cartwright (Seminole), McClendon, Allen, Collins, Cowden, Hope, Carrier and Breeden.

A RESOLUTION COMMENDING FREDERICK D. MOON, PRINCIPAL OF DOUGLASS HIGH SCHOOL, OKLAHOMA CITY, FOR HIS SELECTION FOR A SPECIAL CITATION AS A CANDIDATE FOR THE ARTHUR C. CROFT "PRINCIPAL OF THE YEAR" AWARD, AND FOR HIS SUPERB RECORD AS AN EDUCATOR AND CITIZEN; EXTENDING TO HIM THE CONGRATULATIONS OF THE STATE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA, AND EXPRESSING ITS BEST WISHES FOR HIS CONTINUED SUCCESS.

WHEREAS, The contributions of those who mold the minds and characters of our youth, and the sacrifices they make in the name of their profession and for the benefit of future generations of citizens far too often are ignored and fail to receive the recognition they so richly deserve; and

WHEREAS, Frederick D. Moon, Principal of Douglass High School, Oklahoma City, Oklahoma has been awarded a Special Citation in a National competition conducted by Arthur C. Croft Publications of New London, Connecticut, producers of professional services for school board members, administrators and teachers, and will receive such Special Citation, in the form of a scroll on Thursday, February 26, at 2 p. m., during a special assembly at his school, by a presentation which will be made by Ben J. Brodinsky, Editor-in-chief of Arthur C. Croft Publications; and

WHEREAS, More than twenty teachers at Douglass High School prepared nominating statements detailing the ex-

cellence of their principal as an administrator, as a guide and counselor of students and teachers, and as a civic leader; and

WHEREAS, Mr. Moon's pre-eminent eligibility for such award is based on a record at Douglass High School which includes such achievements as helping bring his school's bank balance from Two Dollars and Forty-seven Cents (\$2.47), when he came there to its present Twelve Thousand Dollars (\$12,000.00) to Twenty-one Thousand Dollars (\$21,000.00) average, raising average daily attendance to approximately ninety-six percent (96%), greatly reducing the annual turnover in faculty members, and raising the scholastic standards of Douglass High School to the point that in 1957, Douglass seniors won more than Twenty-five Thousand Dollars (\$25,000.00) in scholarships based on competitive examinations and its athletic, musical, forensic, journalistic, and vocational organizations have won distinction for the school with numerous superior ratings in district and State interscholastic contests; and

WHEREAS, Mr. Moon's professional and civic activities include Membership in the Board of Directors of Oklahoma City United Fund for ten or eleven years; Membership in the Board of Directors of the National Conference of Christians and Jews (Oklahoma City Branch); Membership in the Metropolitan Board of Directors of Oklahoma City YMCA; Membership in the Board of Directors of Oklahoma City Girl Scouts, Mr. Moon being the first and only Negro to be so elected; Membership in the Board of Directors of the Oklahoma City Urban League since 1947, being President for three years and being the first Negro to be so elected; Being Member and Superintendent of Sunday School, Tabernacle Baptist Church for ten years and Vice-Chairman of the Board of Deacons of that church; Membership in the National Education Asso-

ciation, the American Association of School Administrators and the National Association of Secondary School Principals, among other organizations and offices too numerous to mention; and

WHEREAS, This truly outstanding record as an educator, civic leader and citizen resulted in Mr. Moon's selection as one of eight high school principals in the nation to be awarded the Special Citation referred to previously, he being the only Negro so honored; and

WHEREAS, It is appropriate that this body officially make known its appreciation for Mr. Moon's achievements and leadership.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

Mr. Frederick D. Moon is hereby officially congratulated on the high professional honor which he has achieved and so richly merits, and is hereby officially commended for his years of superlative service to his community, his State and his profession.

BE IT FURTHER RESOLVED That this Resolution be spread upon the pages of the official Journal of the Senate and that properly prepared copies of this Resolution be mailed to Mr. Moon, the Oklahoma City School Board, and the Oklahoma Education Association.

Upon motion of Senator Payne, it was ordered when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules—1:30 p.m., tomorrow.

Senator Tipps presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 23 and 24, SJR 1, SBs 29, 32 and 50 each correctly enrolled.

Senator Tipps presiding.

Enrolled **SRs 23 and 24** were each properly signed and ordered transmitted to the Secretary of State.

Senator Harris presiding.

Enrolled **SJR 1** and Enrolled **SBs 29, 32 and 50**, were after fourth reading, 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 143—By Breeden, Stipe and McSpadden—An Act providing for area planning and zoning in each county of this State containing a lake or portion thereof, and for the provision of public utilities within such planning area; creating area planning and zoning commissions, area boards of adjustment, and area utilities councils and authorizing and prescribing the organization of same and prescribing the powers and duties thereof; providing for approval of all plans or plats of land in the planning area; extending for certain purposes the powers to be exercised by the Board of county commissioners; providing for fees; providing for appeals to the district court; authorizing the employment of necessary personnel and the incurring of necessary expense; authorizing appropriations therefor; fixing penalties for violations of this Act and means of enforcement of all regulations, plans, or other requirements adopted by authority hereof; and making the provisions hereof severable.

SB 144—By Hamilton, Sandlin, Dacus, McClendon, Boecher, Cartwright (Bryan), Field, McColgin and Stipe—An Act relating to taxes; making tax liens superior to earlier liens and obligations; and declaring an emergency.

SJR 15—By Walker, Baldwin, Stipe, Bailey, Hall, Berrong, Collins, Cowden, Mahan, Kerr, Allen, Shoemake, Fine, Sandlin, McColgin, Dacus, of the Senate and Camp of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval

or rejection a proposed amendment to the Oklahoma Constitution, the same to be added to Article X, and identified as Section No. 34, relating to establishment of a plan of State financial assistance to Oklahoma communities to facilitate Oklahoma's industrial development; authorizing the legislature to enact legislation creating a State Industrial Finance authority of seven members and providing for their appointment by geographical areas, fixing their terms of office, qualifications, powers and duties; authorizing said authority to issue and sell full faith and credit bonds of the State of Oklahoma in amounts not to exceed, in the aggregate, ten million dollars (\$10,000,000.00) outstanding at any one time, which bonds shall be payable within thirty (30) years from their date; providing for the payment of such bonds and the interest thereon; providing that the proceeds from the sale thereof shall be placed in a State Industrial Development revolving loan fund and loaned only to incorporated industrial development agencies in Oklahoma communities to assist in the financing of industrial buildings and facilities for sale or lease to approved responsible industrial firms; providing that such loans shall not exceed twenty-five percent (25%) of the Cost or value of such properties and shall be secured either by first or second mortgage thereon; requiring the legislature to enact appropriate legislation pertaining to the issuance of such bonds and establishing safeguards and regulations governing the lending of such funds necessary to vitalization of this Section and effectuating its purpose of accelerating Oklahoma's Industrial development; prescribing the ballot title; providing for notification of the proper State officials; and ordering a special election thereon.

COMMITTEE REPORTS

By unanimous consent the following bills and/or resolutions were reported by the Committees named, ordered print-

ed and placed upon the Calendar unless otherwise indicated:

DO PASS:

- HB 536**—Appropriations and Budget.
- HB 541**—Appropriations and Budget.
- HB 545**—Appropriations and Budget.
- HB 552**—Appropriations and Budget.
- HB 559**—Appropriations and Budget.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 628 — By Sparks, Bond (Stephens), Richardson, Shibley, Camp, Priebe, Lance, Ford, Dyer, Cook, Hargrave and

Johnston of the House and Collins of the Senate—An Act relating to motor vehicles; defining motor vehicles; prohibiting the sale, barter or exchange thereof on Sunday; making a violation a misdemeanor and providing penalty therefor; providing for severability; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 26**, as amended.

HAs to **SB 26** read as follows, and consideration deferred:

AMENDMENT NO. 1 Amend Engrossed Senate Bill No. 26, Page 1, Section 2, Line 26, by striking the entire Section 2 and substituting a new Section 2 to read as follows:

SECTION 2. The State Examiner and Inspector shall appoint and fix the duties and compensations of the employees necessary to perform the duties imposed upon the State Examiner and Inspector by law, in accordance with the following schedule:

TITLE	NUMBER AUTHORIZED	MINIMUM	MAXIMUM
GENERAL REVENUE FUND ADMINISTRATIVE:			
Examiner and Inspector -----	1	\$9,000	\$9,000
Assistant Examiner -----	1	7,500	8,100
Chief Finance Clerk -----	1	3,000	3,600
Budget Analyst-Statistician -----	1	7,000	7,600
Stenographer -----	2	2,820	3,420
Legal Coordinator -----	1	7,000	7,800
Recording Clerk -----	1	2,700	3,300
Procedures Analyst -----	1	7,000	7,600
Executive Secretary -----	1	3,600	4,200
Stenographer-Typist -----	4	2,700	3,300
Typist-Clerk -----	3	2,520	3,120
GENERAL REVENUE EXAMINERS:			
Head Deputy -----	6	5,700	6,300
Assistant Head Deputy -----	8	4,800	5,400
Deputy Fund Examiners -----	6	4,200	4,800
Deputy Examiner -----	6	3,600	4,200

DEPLETION, MANAGEMENT AND SALES FUND--

LAND OFFICE EXAMINERS:

Head Deputy -----	1	5,700	6,300
Assistant Head Deputy -----	1	4,800	5,400
Deputy Examiner -----	4	4,200	4,800
Deputy Examiner -----	3	3,600	4,200
Stenographer-Clerk -----	1	3,300	3,900

OKLAHOMA TAX COMMISSION FUND--

TAX COMMISSION EXAMINERS:

Head Deputy -----	1	5,700	6,300
Assistant Head Deputy -----	1	4,800	5,400
Deputy Examiner -----	4	4,200	4,800
Deputy Examiner -----	3	3,600	4,200
Stenographer-Clerk -----	1	3,000	3 600

STATE HIGHWAY FUND-HIGHWAY FUND AUDIT:

Head Deputy -----	1	5,700	6,300
Assistant Head Deputy -----	1	4,800	5,400
Deputy Examiner -----	2	3,600	4,200
Deputy Examiner -----	2	4,200	4,800
Typist-Clerk -----	1	3,000	3,600

COUNTY FUND--COUNTY AUDITS:

Head Deputy -----	8	5,700	6,300
Assistant Head Deputy -----	10	4,800	5,400
Deputy Examiner -----	12	4,200	4,800
Deputy Examiner -----	10	3,800	4,200
Deputy Examiner -----	10	2,700	3,300

TOTAL -----120

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 116**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

Senator Grantham asked unanimous consent, which was granted, that he be shown excused for the remainder of this legislative week.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p.m., tomorrow.

Twenty-ninth Legislative Day

Tuesday, February 24, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Grantham, King, Ritzhaupt, Tipps.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Miskovsky introduced the following Patawaki Group of Camp Fire Girls of Oklahoma City and asked that they be made Honorary Pages, which was the order: Linda Moore, Cynthia Boulton, Jo Ann Berger, Noel Renegar, Harriet Baird, Leslie Hood, Mary Piercey, Diane Roy, Janette Oswalt, Susan Carpenter, Cynthia McMulin and Donna Hartley. Also introduced were their Leaders, Mrs. Ava Piercey and Mrs. Henry Moore and her nine year old son, Bruce Moore, a Senate Page.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 118—Education.

HB 627—Education.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 134—Insurance.

SB 135—Public Health.

SB 136—Public Health.

SB 137—Public Health, then to Appropriations and Budget.

SB 138—Public Safety, then to Appropriations and Budget.

SB 139—Municipal Government.

SB 140—County Government.

SB 141—Planning and Resources, then to Appropriations and Budget.

SB 142—Roads and Highways, then to Appropriations and Budget.

SB 143—County Government, then to Appropriations and Budget.

SB 144—Judiciary.

SJR 15 — Economics and Industrial Development.

HB 628—Business and Industry.

MOTION TO RECONSIDER

Senator Sandlin asked unanimous consent that the motion of Senator King

to reconsider the vote by which **SB 123** failed of passage be extended one day.

Senator Cobb, as a substitute, moved that consideration of the King motion be extended until Monday, which motion was declared adopted.

Senator Walker presiding.

GENERAL ORDER

SB 2 was considered further.

Referring further to the Hamilton-Fine amendment submitted on the last legislative day:

The vote occurring on the Hamilton-Fine amendment, it was declared failed of adoption.

Senator Shoemake moved to amend **SB 2**, line 9, page 19, by striking all of Section 11, and substituting in lieu thereof the following to be numbered Section 11:

"Section 11. BONDS. Before assuming office the Administrator shall give a bond in the sum of Fifty Thousand Dollars (\$50,000.00) and each member of the Security Commission shall give a bond in the sum of Ten Thousand Dollars (\$10,000.00), such bonds to be approved by the Attorney General of the State of Oklahoma, conditioned that they will faithfully execute the duties of their office. The Administrator shall require all employees of the Department who handle public or other funds or who make examinations under Section 405 (f) and any other employee who he deems advisable to be bonded on the same condition and in such amount as he determines. The expense of all such bonds shall be paid from funds available to the Department," which amendment was declared adopted.

Senators Pitcher and Mahan asked to be shown excused until such time as they return to the Chamber, which was the order.

Upon motion of Senator Wilson (Beckham), **SB 2**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **SB 2**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Kerr, Land, McClen-don, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Herndon, Hope, McColgin.—3.

Excused: Grantham King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Cartwright (Bryan).—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Kerr, Land, McClen-don, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Herndon, Hope, McColgin.—3.

Excused: Grantham King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Cartwright (Bryan).—1.

The emergency was declared passed.

SB 2, as amended, was referred for engrossment.

President Pro Tempore Garvin pre-siding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 131 and **132** each correctly engrossed.

Engrossed **SBs 131** and **132** were each properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 540, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 540** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 540** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 540 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Cartwright (Seminole).—1.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Cartwright (Bryan), Kerr.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine,

Garvin, Hall, Hamilton, Harris, Herndon, Hope, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Cartwright (Seminole).—1.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Cartwright (Bryan), Kerr.—2.

The emergency was declared passed.

HB 540 was referred for engrossment.

GENERAL ORDER

HB 552, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 552** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Cartwright (Seminole).—1.

Not Voting: Kerr.—1.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Cartwright (Seminole).—1.

Not Voting: Kerr.—1.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

The emergency was declared passed.

HB 552 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 541, by Ruby and Davis of the House, and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 541** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 541** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 541 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright, (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Not Voting: Bailey, Cobb, Kerr.—3.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson, (Greer).—35.

Not Voting: Bailey, Cobb, Kerr.—3.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

The emergency was declared passed.

HB 541 was properly signed and ordered returned to Honorable House.

COMMUNICATION

By unanimous consent, upon request of Senator Payne, the following communication was read and ordered incorporated in the Journal:

Enid, Oklahoma

February 17, 1959

Mr. Max Standfield
Chairman, Legislative Committee
United Dry Association of Oklahoma
201 N. W. 9th

Oklahoma City 5, Oklahoma

Dear Sir:

Yes! One of those "wets" is not only senator in the district where I am an interim pastor of the Christian church. He is also one of the leaders of this congregation. An elected church official as a matter of fact.

There are several things in your letter that need correction:

1. It is questionable whether it should have been sent in the first place. I read the papers and keep in touch with issues and believe myself to be quite

capable of discerning issues and defining terms without a "Paul Revere" alert of this nature.

2. The issue seems to be, not necessarily "wet" or "dry" as you force the dichotomy, but shall the citizens of Oklahoma vote on the question of legalizing the sale of "hard liquor" and when shall the election be held, I cannot accept your logic that an affirmative vote on the resolution "puts prohibition in jeopardy" and therefore is a wet vote. It seems to me that we were quite anxious to submit county option a few years ago. Some believe that in pressing that election the "drys" may have "put prohibition in jeopardy." Our senator may be a "wet" on other counts, but not on the basis of his vote to submit.

3. If the church people are as dry as you seem to think they are, we probably have nothing to fear in our election.

4. You suggest that I "ought to demand that he get right or quit asking the church people for their support." What kind of threat do you think I should make? Excommunication perhaps? Or would you use just plain old political pressure. If the first, where is our Christian freedom? If the latter, where is our political freedom?

5. I especially question your sentences: "don't let him kid you out of it." This seems to assume that he is not only "wet" according to your definition, but also gives to political trickery and double talk. "There is no kind way to say it." What kind of language is this from a Christian source?

6. "If he ran as a dry he has betrayed your people." Is he to be allowed to represent his people according to his own defining powers and judgment or accept yours? If the latter, who is representing "my people?" Our senator or the United Drys?

It seems to me that your whole letter is based on unwarranted assumptions, false dichotomies and question begging. I felt I should let you know my re-

action to it. It might well be that such reasoning and name calling will do more to "put prohibition in jeopardy" than the so-called "wet" votes in the Senate.

Kindly, but I hope honestly yours,

Paul Gary,

An Interim Pastor at Okmulgee
First Christian Church.

Senator Cartwright (Bryan) asked unanimous consent that the record show had he been present upon roll call of **SB 2**, he would have voted "Aye," on both the bill and the emergency clause, which was the order.

GENERAL ORDER

HB 536, by Ruby and Davis of the House, and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 536** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 536** 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:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Baldwin, Boecher, Cartwright (Seminole), Herndon.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Baldwin, Boecher, Cartwright (Seminole), Herndon.—4.

The emergency was declared passed.

HB 536 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 545, by Ruby and Davis of the House, and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 545** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 545** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 545 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Baldwin, Boecher, Cartwright (Bryan), Collins.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Baldwin, Boecher, Cartwright (Bryan), Collins.—4.

The emergency was declared passed.

HB 545 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 559, by Ruby and Davis of the House, and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 559** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land,

McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Boecher, Cartwright (Bryan), Sandlin, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Grantham, King, Mahan, Pitcher, Ritzhaupt, Tipps.—6.

Not Voting: Boecher, Cartwright (Bryan), Sandlin, Stipe.—4.

The emergency was declared passed.

HB 559 was properly signed and ordered returned to Honorable House.

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

GENERAL ORDER

SB 61, by Hope and Bailey of the Senate and Ruby and Davis of the House, was taken up for consideration and read.

Senator Hope asked unanimous consent, which was granted, that further consideration of **SB 61** be deferred for this legislative day.

RESOLUTION

By unanimous consent, **SR 26** was introduced by Senator Cartwright (Bryan), following which it was the order that the entire membership of the Senate, except Senator Ritzhaupt, be made co-authors of the Resolution.

SR 26, as co-authored, was read at length as follows, adopted upon motion of Senator Cartwright (Bryan) and ordered referred for enrollment:

SENATE RESOLUTION NO. 26—By Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, Mahan, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer), Wilson (Beckham).

A RESOLUTION BRIEFLY EXPRESSING THE APPRECIATION OF THE MEMBERS OF THE SENATE FOR THE CONTRIBUTIONS AND FELLOWSHIP OF SENATOR LOUIS H. RITZHAUPT; EXPRESSING THEIR WISHES FOR HIS SPEEDY RECOVERY FROM HIS PRESENT INDISPOSITION AND THEIR CONFIDENCE THAT HE WILL SOON REJOIN HIS COLLEAGUES.

WHEREAS, this legislative body has since 1933 had the advantage of the manifold benefits conferred by the presence of Louis H. Ritzhaupt, prominent surgeon, civic leader, youth worker, and State Senator from Logan County; and

WHEREAS, Senator Ritzhaupt has, by his knowledge of the problems of the human family from the cradle to the grave, been able to lead the lawmakers of this State on the path of some of their most significant achievements, including landmark legislation in the field of public health, highways, education, public safety and care of crippled children; and

WHEREAS, Senator Ritzhaupt's maturity and experience throughout his years of service have not only increased his value to the people as a lawmaker in his own right, but have made him an invaluable source of information and

knowledge, and a peerless counselor for his colleagues; and

WHEREAS, the fact that this personal enrichment through maturity has occurred without the least diminution of those qualities of liberalism, progressiveness, open-mindedness and imagination which distinguished our colleague in his first deliberations in the councils of this body over twenty-five years ago; and

WHEREAS, our colleague has been endowed by the Creator with an unusual amount of the milk of human kindness, and of all those qualities which have endeared Senator Ritzhaupt to the members and former members of this body, those which are perhaps most noteworthy and most inherent in his character are his unfailing compassion and sympathy for his fellow creatures; and

WHEREAS, these rare qualities are of inestimable benefit to any deliberative body, and throughout these many years this Senate has come to depend on Senator Ritzhaupt's courage, integrity and wisdom; and

WHEREAS, Senator Ritzhaupt has for the past few days been unable to take his accustomed place in the gatherings of this Senate; and

WHEREAS, his fellowship and counsel have been sorely missed even in the short time he has been indisposed;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF OKLAHOMA:

The members of this body here duly assembled, extend to our beloved friend and colleague, Senator Louis H. Ritzhaupt, our very best wishes for a speedy recovery, and we do hereby express our trust and conviction that nothing will long detain this most indomitable of spirits from his welcome and accustomed place in our midst; and

BE IT FURTHER RESOLVED That a properly prepared copy of this Resolution be speedily dispatched to our ailing brother as an expression of the affectionate concern of the members of this, the Senate of the Sovereign State of Oklahoma.

Senator Wilson (Beckham) moved that the Senate close its doors and go into executive session, for the consideration of matters on the President's desk.

Senator Hamilton, as a substitute, moved that the Senate proceed to the consideration of **SB 12**, by Committee on Education, prior to the Senate resolving into executive session, which motion was declared adopted.

GENERAL ORDER

SB 12 by Committee on Education, was read and considered.

Senators Mahan, Cartwright (Bryan), Sandlin, Fine, McColgin, Cobb, Baldwin, Herndon, Miskovsky, McSpadden, Harris, Allen, Bailey, Berrong and Land asked to be made co-authors of **SB 12**, which was the order.

Senator McSpadden presiding.

Senator Mahan moved that **SB 12** be advanced to engrossment and third reading, which motion was declared adopted.

Senator Stipe asked to be recorded excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Mahan, the rules of the Senate were suspended and **SB 12** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 12 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly,

Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Grantham, King, Pitcher, Ritzhaupt, Stipe, Tipps.—6.

Not Voting: Carrier, Cartwright (Seminoles), Hall.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Grantham, King, Pitcher, Ritzhaupt, Stipe, Tipps.—6.

Not Voting: Carrier, Cartwright (Seminoles), Hall.—3.

The emergency was declared passed.

SB 12 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 547—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Oklahoma Historical Society, providing that the administrative secretary shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 551—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Oklahoma State Library; providing that the State Librarian shall fix the duties and compensations of employees within certain limitations; providing that the appropriations be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

rarian shall fix the duties and compensations of employees within certain limitations; providing that the appropriations be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 602—By McCune, Johnston, Bradley (Tulsa), Hopkins, Howard, McGahey and Forsythe—An Act relating to the rehabilitation of clearance and redevelopment of blighted areas in incorporated cities over one hundred thousand (100,000) population in accordance with urban renewal plans approved by the governing bodies thereof; providing for an urban renewal authority to exercise certain powers hereunder if a city determines it to be in the public interest; to define the duties, liabilities, exemptions and powers of such authority in undertaking such activities, including the power to acquire property through the exercise of the right of eminent domain, or otherwise, to dispose of property subject to any restrictions deemed necessary to prevent the development or spread of future blighted areas, to issue notes and other obligations and give security therefor, to enter into agreements, to secure Federal Aid and comply with conditions imposed in connection therewith; authorizing public bodies to furnish funds, and authorizing cities to obtain funds therefor by the issuance of obligations, by taxation or otherwise; providing that securities issued by, and properties while held by, an urban renewal authority established hereunder shall be exempt from taxation; providing for urban redevelopment corporations to carry out urban renewal projects and defining the duties, liabilities and powers of such corporations; making the provisions of this Act severable; making the provisions of this Act cumulative to existing laws; repealing Chapter 14, Title 11, Oklahoma Session Laws 1955, being Title 11, §§ 1475-1492 inclusive, Oklahoma Statutes; and declaring an emergency.

HB 631—By Briscoe and Privett—An Act amending 56 O. S. 1951, § 171, as amended, which relates to financial resources of applicants for Old Age Assistance and ineligibility for such assistance; providing for the manner of filing and indexing, and release of liens on such persons' property by the Department of Public Welfare; and declaring an emergency.

HB 648—By Privett, Stewart, Briscoe, Mountford, Bond (Marshall), Langley, Goodfellow, Forsythe, Lynch, Belvin, Fogarty, Willis (Jackson), and Buckler of the House and Harris of the Senate—An Act amending Section 4, Chapter 7A, Title 63, Page 306, Oklahoma Session Laws 1953, relating to rest homes and like institutions; providing for application for license to operate; prescribing certain qualifications; providing for investigation; creating county board to investigate certain institutions; providing for board to report its findings and recommendations; providing for issuance of license under certain conditions; and declaring an emergency.

HB 655—By Committee on County, State and Federal Government—An Act repealing 19 O. S. 1951, § 231 which pertains to the hiring of extra help by counties; and declaring an emergency.

HB 656—By Ruby, Davis, Cox, Cole, Meacham, Murrow, Richardson, Sparkman, Wilkerson, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Converse, Cook, Cooksey, Craig, Daniel, Daugherty, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance,

Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McCahey, Metcalf, Mitchell, Moad, Mountford, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richeson, Roberts, Rogers, Romang, Sare, Shibley, Shipley, Shoemaker, Skaggs, Skeith, Sparger, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson) and Wolf of the House and Hope, Bailey and Miskovsky of the Senate—An Act making appropriations to the Governor's Committee on employment of the handicapped; stating the purpose; making the appropriations fiscal; repealing all Acts in conflict herewith; and declaring an emergency.

HB 663—By Finch, Allard and Shibley of the House and Collins of the Senate—An Act providing for the annexation of territory for the new site of a city or incorporated town liable to inundation by the construction of a lake, reservoir or other body of water, to the extent of seventy-five percent or more of its area; prescribing procedures, and providing for the effect of such annexation; providing for exclusion of territory from such city or town, if desirable; 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 511**.

The above numbered Enrolled bill was 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 514**.

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

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 512—By Committee on County, State and Federal Government—A Concurrent Resolution directing the legislative council of the State of Oklahoma to make a study of, compile and codify all of the laws of the State pertaining to county government during the 1959-1961 interim.

Engrossed **HCR 512** was ordered placed on the Calendar.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 1, SBs 29, 32, 50.**

The above numbered Enrolled Bills and Resolutions were referred to the Governor 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 85—Appropriations and Budget.

SB 121—Agriculture.

DO PASS, as amended:

SB 41—Appropriations and Budget (The original bill).

Senator Cobb asked to be recorded excused for the remainder of this legislative week which was the order.

Senator Wilson (Beckham) moved when the Clerk's desk is clear the Sen-

ate adjourn to meet as provided under the Rules, which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 2, SBs 96, 97 and **125** each correctly engrossed.

SR 25 correctly enrolled.

Engrossed **SCR 2** and Engrossed **SBs 96, 97** and **125** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 25** was properly signed and ordered transmitted to the Secretary of State.

LOBBY PERMIT

The following request for Lobby Permit was read and ordered referred to the Committee on Senate and Legislative Affairs:

George M. Morris states that he resides at 2316 NW 31st Street, Oklahoma City, Oklahoma; that he is 41 years of age; that he is legislative representative for Veterans of Foreign Wars; that he is paid the sum of \$--, per-- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 24th day of February, 1959.

George M. Morris

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet as provided under the Rules—1:30 p. m., tomorrow.

Thirtieth Legislative Day
Wednesday, February 25, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Absent: Herndon.—1.

Excused: Cobb, Grantham, Ritzhaupt.—3.

The President, Lieutenant Governor George Nigh, presiding.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Miskovsky introduced Genie and Ruth Ann Blair, young daughters of Dayton Blair with the Associated Press, and asked unanimous consent, which was granted, that they be made Honorary Pages for this legislative day.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 540 and **SBs 2** and **12** each correctly engrossed.

SR 26 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 540**, as amended were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 2** and **12** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 26** was properly signed and ordered transmitted to the Secretary of State.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 10—Appropriations and Budget.

DO PASS, as amended.

SB 76—Agriculture.

FIRST READING

The following bills were introduced and read the first time:

SB 145—By Field—An Act relating to governmental subdivisions; amending Section 1, Chapter 1, Title 19, Page 66, Oklahoma Session Laws 1953 (11 O. S. Supp. 1957, § 16.1), which authorizes certain of such subdivisions to purchase liability insurance, by adding soil conservation districts to subdivisions so authorized; and declaring an emergency.

SB 146—By Morford and Carrier, of the Senate and Reneau, of the House—An Act making an appropriation of the State Training School for White Boys at Helena, Oklahoma; stating the pur-

pose to be the construction of a chapel there; designating the State Board of Public Affairs as the contracting and purchasing agency; making the appropriation nonfiscal; making the 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:

HB 547—Appropriations and Budget.

HB 551—Appropriations and Budget.

HB 631—Social Welfare.

HB 648—Public Health.

HB 655—County Government.

HB 656—Social Welfare, then to Appropriations and Budget.

HB 663—Judiciary.

HB 602—Municipal Government.

Senators Hall, Tipps, King and Pitcher asked that the record show had they been present upon roll call of **SB 12** on the twenty-ninth legislative day they would have voted "Aye" on both the bill and the emergency, which was the order.

GENERAL ORDER

SB 102, by Wilson (Greer) was read and considered.

Senator Dacus asked to be made co-author of **SB 102**, which was the order.

Senator Wilson (Greer) asked unanimous consent, which was granted, that Representative Elmo B. Hurst be made a co-author of **SB 102**.

Upon motion of Senator Wilson (Greer), **SB 102** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Greer), the rules of the Senate were suspended, and **SB 102** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 102 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Harris, Hope, Kerr, Land, Pazoureck, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—24.

Nay: Boecher, Cowden, Fine, King, McColgin, McSpadden, Morford, Payne, Pitcher, Shoemake, Tipps.—11.

Excused: Cobb, Grantham, Ritzhaupt.—3.

Absent: Herndon.—1.

Not Voting: Cartwright (Seminole), McClendon, Mahan, Miskovsky, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Boecher, Cowden, McColgin, Payne.—4.

Excused: Cobb, Grantham, Ritzhaupt.—3.

Absent: Herndon.—1.

Not Voting: Cartwright (Seminole), McClendon, Miskovsky.—3.

The emergency was declared passed.

SB 102 was referred for engrossment.

GENERAL ORDER

HB 627, by Poynor, et al of the House and Bailey of the Senate, was read and considered.

Upon motion of Senator Bailey, **HB 627** was advanced to engrossment and third reading.

Upon motion of Senator Bailey, the rules of the Senate were suspended, and **HB 627** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 627 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Cobb, Grantham, Ritzhaupt.—3.

Absent: Herndon.—1.

Not Voting: Carrier, Cartwright (Seminole), McClendon, Tipps.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Cobb, Grantham, Ritzhaupt.—3.

Not Voting: Carrier, Cartwright (Seminole), McClendon, Tipps.—4.

Absent: Herndon.—1.

The emergency was declared passed.

HB 627 was properly signed and ordered returned to Honorable House.

Senator Collins presiding.

GENERAL ORDER

SB 85, by Allen of the Senate and Davis, et al of the House, was read and considered.

Upon motion of Senator Allen, **SB 85** was advanced to engrossment and third reading.

Upon motion of Senator Allen, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Cobb, Grantham, Ritzhaupt.—3.

Absent: Herndon.—1.

Not Voting: Cartwright (Seminole), Harris, Pitcher.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck,

Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Cobb, Grantham, Ritzhaupt.—3.

Absent: Herndon.—1.

Not Voting: Cartwright (Seminole), Harris, Pitcher.—3.

The emergency was declared passed.

SB 85 was referred for engrossment.

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

GENERAL ORDER

SB 41, by Hope and Bailey of Senate and Ruby and Davis of the House, was read and considered.

Senator Wilson (Beckham) moved to amend **SB 41**, line 8, page 3, by adding after the word, "Hospital," and before the word, "including," the words, "and State Mental Hospitals," which amendment was tabled upon motion of Senator Hope.

Upon motion of Senator Hope, **SB 41** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps,

Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Cobb, Grantham, Ritzhaupt.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Cobb, Grantham, Ritzhaupt.—3.

The emergency was declared passed.

SB 41 was referred for engrossment.

GENERAL ORDER

SB 121, by Wilson (Beckham) was read and considered.

Senator Wilson (Beckham) moved to amend **SB 121**, line 8, page 2, by inserting after the word, "customer," and before the word, "it," the words, "and in the case of meats, this provision shall apply to all meats, regardless of whether prepackaged or weighed at the time of sale," which amendment was declared adopted.

Senator Wilson (Beckham) moved to amend **SB 121**, line 13, page 5, by inserting after the period on line 13, and before the word, "Section," on line 14, the following sentence: "It shall be unlawful and a misdemeanor for any person, firm or corporation to, in any manner, interfere with any authorized agent of the Board in carrying out any of the provisions of this Code. The term, "interfere with any authorized agent of the Board," shall mean either oral restraint or abuse, acts, threats or physical ob-

struction," which amendment was declared adopted.

Senators Allen and Miskovsky moved to amend **SB 121**, line 3, page 5, by adding after the word, "package," and before the word, "When," the words, "and may be in code," which amendment was declared adopted.

Upon motion of Senator Wilson (Beckham), **SB 121**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Not Voting: Mahan, Stipe.—2.

Excused: Cobb, Grantham, Ritzhaupt.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walk-

er, Wilson (Beckham), Wilson (Greer).—39.

Not Voting: Mahan, Stipe.—2.

Excused: Cobb, Grantham, Ritzhaupt.—3.

The emergency was declared passed.

SB 121 as amended, was referred for engrossment.

Senator Land asked unanimous consent, which was granted, that **SB 139**, be ordered withdrawn from the Committee on Municipal Government and referred to the Committee on County Government.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 147—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act relating to the Public Schools of Oklahoma; amending 70 O. S. 1951, Sections 16-10; 16-11; 16-13; 16-19; and 16-20; repealing 70 O.S. 1951, Sections 16-12; 16-17; 16-18; and 16-24; fixing effective date of the Act; and declaring an emergency.

SB 148—By Breeden, Morford and Carrier of the Senate and Dolezal of the House—An Act relating to seed grain; defining terms; requiring that only such fungicides as will impart a distinctive color thereto be used to treat seed grain; requiring any grain treated with a fungicide to be sold as seed; making a violation a misdemeanor and prescribing a penalty; providing for severability; and declaring an emergency.

SB 149—By Harris, McSpadden, Carrier, Dacus and Boecher—An Act requiring investments of public funds in farm mortgages to be made for certain purposes only; granting authority to the Commissioners of the Land Office to promulgate regulations in regard thereto; amending Title 64, O. S. 1951, Section 52; and declaring an emergency.

SB 150—By Tipps and Miskovsky—An Act relating to legal holidays; amending 25 O. S. 1951, §§ 82.1 and 82.2 as amended, to provide that Veterans Day shall be a legal holiday; and declaring an emergency.

SB 151—By Stipe and Hall—An Act intended to accomplish the construction and completion of a comprehensive system of State interstate primary, urban and secondary highways at the earliest possible time and to cooperate fully with the Federal Government in connection therewith; providing for an election throughout the State to determine if the people shall authorize, under authority of Section 25, Article 10, Constitution an issue of highway construction notes of Two Hundred Million Dollars (\$200,000,000.00) for such purpose to be paid within twenty-five years from date of issue, and dedicate the levy of a gasoline tax or apportioning of such gasoline taxes as are levied under Title 68 Section 669.1 and 734 OS Supplement 1955 on the sale of each and every gallon of gasoline and motor fuel sold for consumption and use, but excluding all sales for resale; but providing that until otherwise provided by the Legislature there shall be no increase in present tax on gasoline and motor fuel levied by statute for general construction and maintenance of State highways by providing a method of diversion thereof to a special sinking fund out of which such notes shall be paid: Creating a special board to regulate the issue of said notes, which board shall include the Attorney General who shall prescribe all forms, and which board will regulate investment of State moneys in said notes and the liquidation thereof; prescribing details and procedure for issue and sale of such notes but only after approval before our Supreme Court before the issue and sale of the first series of such notes; creating a special fund out of which such notes and coupons shall be paid and providing the

manner of payment and redemption; providing for funds to enable maturities to be met promptly even when the One Cent (1c) levy should fail to yield sufficient to meet maturities when due; prescribing penalties for misappropriation of funds referred to in this Act; making appropriation and providing for expense of issuing said notes and for legal expense relating thereto; authorizing the investment of certain public and private funds in said notes and permitting said notes to be used as collateral security for deposit of public funds; enacting severability clause and repealing all Acts in conflict.

Senator Dacus asked unanimous consent, which was granted, that Brad, young son of Senator Berrong, be made an Honorary Page for this legislative day.

The Presiding Officer announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Payne, the Senate closed its doors and went into Executive Session.

*

The Senate reassembled, in open session, with Senator Collins presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator McSpadden, advised and consented to the confirmation of the executive nomination of ARMEL E. RICHARDSON, of Nowata, Oklahoma, as a member of the Oklahoma Liquefied Petroleum Gas Board for a term effective upon confirmation and ending June 30, 1962.

The Senate, in execution session and upon motion of Senator Mahan, advised and consented to the confirmation of the executive nomination of H. W. TRIPPET, of Bartlesville, Oklahoma, as a member of the Building and Loan Board for a term effective upon confirmation and ending August 8, 1961.

RESOLUTION

By unanimous consent, **SR 27** was introduced by Senator Baldwin and upon requests from Senators Mahan, Dacus, Shoemake, Breeden, Boecher, Morford, Herndon, Tipps, Berrong, Kerr, Cartwright (Seminole), Allen, Field, McSpaden, Miskovsky, Harris, McClendon, Fine, Cartwright (Bryan), Hamilton, Garvin, Collins, Pazoureck and Stipe they were made co-authors of the Resolution.

SR 27, as co-authored, was read at length as follows, adopted upon motion of Senator Baldwin and ordered referred for enrollment:

SENATE RESOLUTION NO. 27—By Baldwin, Mahan, Dacus, Shoemake, Breeden, Boecher, Morford, Herndon, Tipps, Berrong, Kerr, Cartwright (Seminole), Allen, Field, McSpadden, Miskovsky, Harris, McClendon, Fine, Cartwright (Bryan), Hamilton, Garvin, Collins, Pazoureck and Stipe.

A RESOLUTION COMMEMORATING THE LIFE AND ACHIEVEMENTS OF CHARLES CURTIS, MEMBER OF THE KAW NATION AND VICE-PRESIDENT OF THE UNITED STATES; AND EXPRESSING THE GRATITUDE OF THE SENATE OF THE STATE OF OKLAHOMA TO THOSE PERSONS WHOSE EFFORTS RESULTED IN THE PRESENTATION OF A STATUE OF VICE-PRESIDENT CURTIS TO THE NATIONAL HALL OF FAME FOR FAMOUS AMERICAN INDIANS AT ANADARKO.

WHEREAS, this Sovereign State of Oklahoma has long been known among all her sister commonwealths as the foremost repository of those memorials and monuments which preserve for future generations of Americans some knowledge of the culture of the American Indian and of the indelible imprint made on our National character by the

original inhabitants of this great land; and

WHEREAS, the proudest heritage and most cherished birthright of every Oklahoman is the proud legacy of courage and honor bestowed upon our State by our Indian citizens; and

WHEREAS, the very name of our great commonwealth springs from the meaningful and melodious tongue of one of the greatest of the American Indian Nations; and

WHEREAS, Anadarko, Oklahoma was therefore chosen as the site of the National Hall of Fame for Famous American Indians, established for the perpetuation of the memory of the contributions of this great people, and for the preservation of the symbols and memorials of their noble way of life; and

WHEREAS, Charles Curtis, outstanding attorney, civic leader and statesman, five times United States Senator and Vice-President of the United States from 1929 to 1933, was a member of the Kaw Nation, and had a tribal allotment in the lands of that people in Oklahoma; and

WHEREAS, because of his contributions to the cultural, spiritual and social development of the American way of life, it has long been desired that this illustrious son of the Kaw Nation be included among that select and immortal group of American Indians honored in the National Hall of Fame for Famous American Indians at Anadarko; and

WHEREAS, a life-size bronze bust of Charles Curtis will be unveiled at Washington, D. C., on March 4, 1959, by his daughter, Mrs. Webster Knight II of Providence, Rhode Island, and will thereafter be transported to Anadarko, where it will be dedicated and permanently installed in the Hall of Fame for Famous American Indians on August 17, 1959, in the presence of thousands of persons of American Indian descent

from all over the United States; and

WHEREAS, this wholly appropriate tribute to the greatness of Charles Curtis and this magnificent addition in our own Oklahoma Institution has been made possible only by the unceasing efforts and devotion of a dedicated band of Oklahomans, both private citizens and members of our Congressional Delegation, and a group of citizens of other States whose gracious efforts on behalf of this project should earn them the gratitude of our entire State; and

WHEREAS, it is appropriate that this body tender its tribute to the memory of Charles Curtis and express its deep appreciation to those who have given so unstintingly of their time to consummate this tribute to Mr. Curtis and the transfer of his bust to our Indian Hall of Fame.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That this body, now duly assembled, does hereby pay official tribute to the accomplishments of the late Charles Curtis, illustrious son of the Kaw Nation, and does hereby officially express its deep gratitude on behalf of the people of Oklahoma, to the following persons who have obtained this signal honor for the National Hall of Fame for Famous American Indians:

Honorable Patrick J. Hurley, General Chairman.

Honorable Edgar S. Vaught, Oklahoma City, Oklahoma.

Joe W. McBride, Oklahoma City, Oklahoma.

Honorable Roy Johnson, Ardmore, Oklahoma.

Governor Floyd Maytubby, Oklahoma City, Oklahoma.

Paul Stonum, Anadarko, Oklahoma.

Helen Peterson, Executive Director of

National Congress of American Indians, Washington, D. C.

Dena Woods, Washington, D. C.

Allan Cromley, National Press Building, Daily Oklahoman, Washington, D. C.

Mrs. Peter J. Ward, 8144 Audrian Drive, St. Louis 21, Missouri.

Mrs. Logan Billingsley, Katonah, New York.

Robert Goombi, Tribal Chieftain and President American Indian Exposition, Members of the Charles S. Curtis Memorial Committee.

Honorable Richard Nixon, Vice-President of the United States.

Honorable Henry A. Wallace, former Vice-President of the United States, Honorary Members Mrs. Webster Knight II, Providence, Rhode Island, Madeleine Park, Katonah, New York, the Sculptor; Honorable Ed Edmondson, Carl Albert, Tom Steed, John Jarman, Page Belcher and Toby Morris, United States Representatives from Oklahoma; Senator Robert S. Kerr and Senator Mike Monroney our United States Senators.

SECTION 2. BE IT FURTHER RESOLVED That properly prepared copies of this Resolution be mailed to the persons above-named, to the University of Oklahoma Library, and to the National Hall of Fame for Famous American Indians, at Anadarko, Oklahoma.

Upon motion of Senator Baldwin, it was the order of the Senate that Section 2 of **SR 27** be complied with.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 592—Labor Relations—Co-authored by Payne and McColgin.

SB 112—State and Federal Government—To Roads and Highways by Reporting Committee.

HB 553—State and Federal Government—To Appropriations and Budget by previous order.

HB 560—State and Federal Government—To Appropriations and Budget by previous order.

HB 626—State and Federal Government—To Appropriations and Budget by previous order.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 611 — By Roads and Highways Committee—An Act relating to highways; providing a highway code for the State of Oklahoma; creating a State Highway Commission and defining its powers, duties, authority and functions; creating a State Highway Department and defining its powers, duties, authority and functions; providing for a director; providing for a State Highway System and a County Highway System; providing for the powers, duties, authority and functions of County Commissioners relating to county highways; providing for an Oklahoma Turnpike Authority and defining its powers, duties, authority and functions; dedicating and naming certain roads and highways; making the violation of this Act a crime and providing penalties; providing for severability; repealing Section 6. of House Bill 786 of the 1955 Legislative Session and Senate Joint Resolution No. 39 of the 1955 Legislative Session and Section 1, Chapter 1b, Title 69, Page 350, Oklahoma Session Laws 1953 and 18 O.S. 1951, §§ 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621 and 622 and 21 O. S. 1951,

§ § 1690 and 1756 and 69 O. S. 1951, § § 11.32, 27.5, 27.7, 49, 50, 51, 53, 54, 82, 83, 85, 88a, 91, 98, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 151, 152, 153, 154, 155, 156.6, 156.13, 186, 190, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 237, 254, 262, 264, 265, 266, 267, 291, 292, 301, 302, 303, 304, 322, 323, 324, 325, 341, 342, 343, 348, 361, 364, 365, 366, 367, 369, 381, 382, 383, 391, 392, 393, 394, 395, 396, 397, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 428, 429, 430, 431, 432, 433, 434, 435, 482, 498, 586, 588, 589, 590, 591, 631, 632, 633, 634, 635, 636, 637, 638, 639 and 1203 and 82 O.S. 1951, §§ 60 and 312; and declaring an emergency.

HB 666—By Odom (Wagoner) — An Act amending 62 O.S. 1951 § 475, relating to registration and payment of warrants and certificates of indebtedness; prescribing manner of registration and payment; providing method of fixing date of interest; declaring any warrant, certificate or bond invalid unless registered; requiring notice by treasurer when money on hand to pay certain warrants; fixing date of termination of interest after publication; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 2** as co-authored by Wolf.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM GOVERNOR

Advising approval by him, February 24, 1959, of Enrolled **SB 116** entitled:

Enrolled Senate Bill 116—By Breeden of the Senate and Richeson of the House.

AN ACT AMENDING 75 O. S. 1951 SEC. 12a; PROVIDING FOR THE EN-

ROLLMENT OF ENGROSSED BILLS AND RESOLUTIONS BY THE HOUSE IN WHICH SAME ORIGINATED WHEN SAME ARE RETURNED BY THE OTHER HOUSE WITHOUT AMENDMENT; AND DECLARING AN EMERGENCY,

and have caused same to be filed in the Office of the Secretary of State.

MESSAGES FROM GOVERNOR

Advising approval by him, February 25, 1959, of Enrolled **SBs 29, 32, 50**, entitled:

ENROLLED SENATE BILL NO. 29—By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE DEPARTMENT OF LABOR; PROVIDING THAT THE COMMISSIONER OF LABOR SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATION SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY, and have caused same to be filed in the Office of the Secretary of State.

ENROLLED SENATE BILL NO. 32—By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING AN APPROPRIATION TO THE SECRETARY OF THE STATE ELECTION BOARD; STATING THE PURPOSE; FIXING THE SALARY OF THE SECRETARY OF THE STATE ELECTION BOARD; PROVIDING FOR THE EMPLOYMENT AND COMPENSATION OF NECESSARY PERSONNEL; STATING THE METHOD OF ACQUIRING BALLOTS AND ELECTION SUPPLIES; MAKING THE APPROPRIATION NON FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

and have caused same to be filed in the Office of the Secretary of State.

ENROLLED SENATE BILL NO. 50—By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING AN APPROPRIATION TO THE STATE CONTINGENCY AND EMERGENCY FUND; STATING THE PURPOSE; PROVIDING FOR TRANSFER OF FUNDS ALLOCATED WHICH MAY BE CANCELLED OR LAPSED; MAKING THE APPROPRIATION NON FISCAL; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY, and have caused same to be filed in the Office of the Secretary of State.

MESSAGES FROM GOVERNOR

Advising approval by him, February 25, 1959, of Enrolled **SJR 1** entitled:

ENROLLED SENATE JOINT RESOLUTION NO. 1—By Wilson (Beckham), Payne and Miskovsky of the Senate and Lollar, Huser and Haworth of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE, FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION; REPEALING ARTICLE I, SECTION 7, OF THE CONSTITUTION OF THE STATE OF OKLAHOMA; ADDING THERETO A NEW ARTICLE TO BE KNOWN AS ARTICLE XXVII; PROVIDING FOR THE CREATION OF THE OKLAHOMA ALCOHOLIC BEVERAGE CONTROL BOARD; EXEMPTING CERTAIN BEVERAGES FROM CONTROL; PROVIDING FOR THE LEGISLATURE TO ENACT LAWS FOR THE REGULATION, CONTROL, LICENSING AND TAXING OF THE MANUFACTURE, SALE, DISTRIBUTION, POSSESSION AND TRANSPORTATION OF ALCOHOLIC LIQUOR; PRO-

HIBITING THE OPEN SALOON AND PROVIDING FOR PACKAGE SALES ONLY FROM PRIVATELY OWNED STORES; PROHIBITING THE SALE OF ALCOHOLIC LIQUOR TO CERTAIN PERSONS; PROHIBITING THE SALE OF ALCOHOLIC LIQUOR ON CERTAIN DAYS; PROHIBITING THE STATE OF OKLAHOMA FROM ENGAGING IN THE ALCOHOLIC LIQUOR BUSINESS; PROVIDING RESTRICTIONS ON THE PLACE OF SALE; PROVIDING OTHER RESTRIC-

TIONS; PROVIDING FOR TAXATION AND LICENSING AND FOR DISTRIBUTION OF TAXES AND LICENSE FEES COLLECTED; PROVIDING FOR TAXATION BY CITIES AND TOWNS; AND ORDERING A SPECIAL ELECTION,

and have caused same to be filed in the office of the Secretary of State.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 11:00 a. m. tomorrow.

Thirty-first Legislative Day

Thursday, February 26, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cobb, Easterly, Grantham, Mahan, Ritzhaupt.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Payne introduced James and Barbara Garrison, young son and daughter of Reverend Carlton D. Garrison, Chaplain, and asked that they be made Honorary Pages for this legislative day, which was the order.

Senator Hope asked unanimous consent, which was granted, that Adam Lee Hasenfratz of Perry be made an Honorary Page for this legislative day.

Senator Stipe asked unanimous consent, which was granted, that Johnny Layden of McAlester be made an Honorary Page for this legislative day.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin announced the burial services of J. K. Henry, Assistant Secretary of the State

Election Board, for 2:00 p. m., this afternoon, his life having expired on Monday, February 23, 1959.

RESOLUTION

SR 28 by Garvin was introduced, following which by unanimous consent, upon request of Senator Stipe, all members of the Senate were made co-authors.

SR 28, as co-authored, was read at length as follows, adopted upon motion of Senator Stipe and referred for enrollment:

SENATE RESOLUTION NO. 28—By Garvin, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer).

A RESOLUTION EXPRESSING REGRET AT THE DEATH OF J. K. HENRY, ASSISTANT SECRETARY OF THE STATE ELECTION BOARD.

WHEREAS, J. K. Henry served the State of Oklahoma since 1927, and filled the office of Assistant Secretary of the State Election Board of Oklahoma with great distinction from 1931 until February 23, 1959 when he was called to his final reward; and

WHEREAS, in life he personified the high ideals of loyalty and public service and was a tireless worker in State affairs and contributed so much to the

progress of Oklahoma and achievement of the eminent position she occupies among her sister States; and

WHEREAS, he will long be remembered and sorely missed by every citizen of our State who knew him; and

WHEREAS, formal recognition of this beloved personality and his accomplishments should be recorded;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate, in solemn assembly expresses its deep regret at the loss to our State of J. K. Henry, outstanding citizen of Oklahoma.

SECTION 2. This Resolution shall be spread upon the pages of the permanent Journal of the Senate and the Secretary of the Senate shall transmit an authenticated copy thereof to the bereaved wife of Mr. Henry.

RESOLUTION

SR 29 by Tipps was introduced, read at length as follows, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO. 29—By Tipps.

A RESOLUTION RELATING TO THE OKLAHOMA STATE WAR VETERANS HOME FACILITIES AT ARDMORE, SULPHUR, AND NORMAN, OKLAHOMA, AND FEDERAL FUNDS THEREFOR; CREATING A COMMITTEE OF FIVE (5) MEMBERS; EMPOWERING PRESIDENT PRO TEMPORE OF THE OKLAHOMA STATE SENATE TO APPOINT FIVE (5) MEMBERS; DIRECTING COMMITTEE MEMBERS TO ATTEND CERTAIN CONFERENCES IN WASHINGTON, D. C., ON MARCH 2, 3, 4, 5, 6, AND 7, 1959; AUTHORIZING REIMBURSEMENT FOR NECESSARY TRAVEL AND OTHER EXPENSE, AS PROVIDED BY LAW.

WHEREAS, legislative interest in Federal matching funds for the Oklahoma State War Veterans Home Facilities has mounted; and

WHEREAS, the need has arisen for factual information to show the maximum extent of possible Federal participation and the requirements and standards therefor; and

WHEREAS, the State War Veterans Commission, the American Legion, Veterans of Foreign Wars, Disabled American Veterans and other veterans' service organizations have expressed interest in potential funds for rehabilitation and services for veterans; and

WHEREAS, data secured in Washington, D. C., from the Veterans' Administration, the Comptroller General of the United States, the Director of the Budget, and the Oklahoma Congressional Delegation, will expedite the legislative study and coverage; and

WHEREAS, a series of conferences have been scheduled for March 2, 3, 4, 5, 6, and 7, 1959, for the purpose of obtaining pertinent information;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The President Pro Tempore of the State Senate is hereby authorized and directed to appoint five (5) members of the State Senate to attend and participate in the scheduled conferences heretofore recited. The conferences will be held in Washington, D. C., March 2, 3, 4, 5, 6, and 7, 1959.

SECTION 2. Authorizing the necessary travel and other expenses of said Committee members and directing payment by the State Senate, as provided by law.

The President Pro Tempore appointed as a committee under SR 29 Senators Tipps, Field, Bailey, Herndon and Morford.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 85, 102 and 121 each correctly engrossed.

SR 27 and **SCR 2** each correctly enrolled.

Engrossed **SBs 85, 102 and 121** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 27** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SCR 2** 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:

SJR 16—By Hamilton, Stipe, McClen-don and King, of the Senate, and Traw, Gotcher, Odom (McIntosh), Mitchell, Vandiver, Skeith, Van Hooser, Cook and Hargrave, of the House—A Resolution authorizing the planning and resources board to sell certain State lands to the Boy Scouts of America and purchase certain lands of that organization for the State for park and recreational purposes; providing for the appointment of appraisers; making appropriation and declaring the purpose thereof; making such appropriation nonfiscal; providing for severability; and declaring an emergency.

SB 152—By Sandlin—An Act relating to workmen's compensation; prescribing amounts payable from employers and the special indemnity fund to physically impaired persons who receive injuries compensable under the Workmen's Compensation Law; amending 85 O. S. 1951, Sec. 172, as amended by Sec. 1, Ch. 8a, Title 85, S. L. 1953, and declaring an emergency.

SB 153—By Shoemake—An Act re-

lating to the payment of State Income Taxes; providing for withholding of State Income Taxes and payment of the amounts so withheld; requiring returns showing amounts withheld and statements to employees from which tax is withheld; imposing certain duties on employers; fixing penalties for violation of Act; and declaring an emergency.

SB 154—By Wilson (Beckham) of the Senate, and Ogden, of the House—An Act relating to general assistance, commodity distribution and emergency relief; stating the purpose; making appropriation for carrying out provisions of House Bill No. 530 of the 1957 Legislature; authorizing the Oklahoma Public Welfare Commission to transfer from the State Assistance fund, prior to allocation of funds as provided by law to the various categories of assistance, funds sufficient to carry out the terms and provisions of House Bill No. 530 of the 1957 Legislature; directing budget officer to recognize such request of transfer from Oklahoma Public Welfare Commission and to make such transfer prior to allocation of funds to various categories of assistance; making the provisions of this Act severable; fixing the 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 145—Insurance.

SB 146 Penal Institutions then to Appropriations and Budget.

SB 147—Education.

SB 148—Business and Industry.

SB 149—Public Lands.

SB 150—Military and Veterans Affairs.

SB 151—Roads and Highways.

HB 611 Roads and Highways.

HB 666—Education.

MESSAGES FROM HOUSE

Advising fourth reading and transmitting Enrolled **HBs 536, 541, 545, 552, 559, 627, 537, 557, 576 and 577.**

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 transmitting for consideration Engrossed:

HB 630—By Judiciary Committee and Johnston and Nance—An Act fixing the annual salaries for Justices of the Supreme Court, Judges of the Criminal Court of Appeals, and Judges of the District and Superior Courts; providing for the collection of a fee by the respective Court Clerks and remittance thereof; repealing all laws in conflict herewith; prohibiting judges from receiving salary payment from Court funds; providing a severability clause; and declaring an emergency.

HB 639—By Briscoe, Privett and McCune, of the House, and McSpadden of the Senate—An Act relating to liens; amending 42 O. S. 1951, § 40 relating to liens upon the assets of insolvent corporations by creating such liens on behalf of employees and agricultural and dairy producers; making such liens prior to other debts except taxes due the United States or State of Oklahoma; repealing all conflicting Acts or parts of Acts to the extent of conflict; providing for severability; and declaring an emergency.

HB 640—By Lance—An Act relating to the Public Schools of Oklahoma; amending 70 O. S. 1951, § 4-40, as amended; dealing with the per capita cost index referred to in Section 9 (d), Article X, Oklahoma Constitution, as amended; and declaring an emergency.

HB 661—By McGahey, McCune, Hopkins, Bradley (Tulsa), Forsythe, Howard and Johnston—An Act relating to in-

struments filed, and instruments on file, in the office of the Court Clerk of the several counties of the State; providing that a micro-film of any instrument on file in the office of the court clerk shall constitute a duplicate original of the instrument involved; Providing a photostat or other photographic copy of the micro-film of any such instrument, when certified by the court clerk to be a true and correct copy of the instrument involved, shall be admissible in evidence, without further identification, to the same extent and for the same purposes as the original instrument; authorizing the micro-filming of instruments on file in court actions, proceedings and matters in the office of the Court Clerk of each county in the State and the destruction of such instruments, in the manner prescribed herein, after same have been on file in such office for not less than fifteen (15) years; and declaring an emergency.

HB 682—By Ruby and Davis of the House, and Hope and Bailey of the Senate—An Act making an appropriation to the office of the District Courts; stating the purpose; making an appropriation to the office of the Superior Courts; stating the purpose; making the appropriations fiscal; and declaring an emergency.

HB 684—By Mountford—An Act relating to fees; amending 28 O. S. 1951, § 42, as amended, which relates to fees of county judges, by increasing fee for marriage license from Three Dollars (\$3.00) to Five Dollars (\$5.00); and declaring an emergency.

The above numbered **HBs** were read for the first time.

GENERAL ORDER

SB 76 by Dacus, Sandlin, Baldwin and Berrong of the Senate and Huser of the House, was read and considered.

Senators Payne, Herndon and Hamilton asked to be made co-authors of **SB 76**, which was the order.

Senator Dacus asked unanimous consent that further consideration of **SB 76** be deferred to some future legislative day, which was the order.

SB 10, by Trent, Allen, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, King, McClendon, McColgin, McSpadden, Pazoureck, Ritzhaupt, Sandlin, Field, Shoemaker, Tipps, Walker and Wilson (Greer) was read and considered.

Senators Morford, Pitcher and Carrier asked to be made co-authors of **SB 10**, which was the order.

Upon motion of Senator Trent, **SB 10**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Trent, the rules of the Senate were suspended, and **SB 10**, as co-authored, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Cobb, Easterly, Grantham, Mahan, Ritzhaupt.—5.

Not Voting: Miskovsky.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright

(Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Cobb, Easterly, Grantham, Mahan, Ritzhaupt.—5.

Not Voting: Miskovsky.—1.

The emergency was declared passed.

SB 10 was referred for engrossment.

GENERAL ORDER

SB 22, by Wilson (Beckham) and Sandlin, was taken up for consideration.

Senator Wilson (Beckham) moved that consideration of **SB 22** be temporarily deferred for the purpose of preparing an amendment which would place the salaries of sheriffs in a category between the categories A and B as contained in the bill.

Senator Allen, as a substitute, moved that **SB 22** be re-referred to the Committee on County Government for further study, but retaining its place on the Calendar, which motion was declared adopted.

Senator Field presiding.

Senator Payne moved when the Clerk's desk is cleared, the Senate adjourn to meet on Monday, March 2, as provided under the Rules, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 41 correctly engrossed.

Engrossed **SB 41** was properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 584—By Meacham of the House and Wilson (Beckham) of the Senate—An Act relating to county courts; amending Title 20, O. S. Supp. 1957; Section 295 as enacted by Senate Bill No. 78 of the 26th Legislature of the State of Oklahoma to provide that the County Court may hold hearings in mental health proceedings in other places in the County than the County Seat; and declaring an emergency.

HB 668—By County, State and Federal Government Committee of the House—An Act amending 19 O. S. 1951, § 186, which provides that County Attorneys receive a portion of forfeited bonds or

recognizances which they collect; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 2**.

The above numbered Resolution was referred for enrollment.

As provided under the Payne motion, the Senate was declared adjourned to meet on Monday, March 2, as provided under the Rules—1:30 p. m.

Thirty-second Legislative Day

Monday, March 2, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Cowden, Miskovsky, Shoemaker, Stipe.—4.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Dr. Harry M. Roark, Pastor of the First Baptist Church, Blackwell.

The Journal for the last legislative day was declared approved.

RESOLUTION

SCR 3 was introduced, read at length as follows, adopted upon motion of Senator Fine, and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 3—By Wilson (Beckham) and Payne.

A CONCURRENT RESOLUTION DIRECTING THE SECRETARY OF THE STATE ELECTION BOARD TO PRINT THE STATE QUESTIONS REFERRED TO A VOTE OF THE PEOPLE OF OKLAHOMA ON APRIL 7, 1959, BY

SENATE JOINT RESOLUTIONS 1 AND 2 OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE ON SEPARATE BALLOTS NOT IDENTICAL IN COLOR.

WHEREAS, the Legislature of the State of Oklahoma has referred to a vote of the people of Oklahoma on April 7, 1959, certain questions of grave importance to every citizen of the State; and

WHEREAS, these questions are so similar in nature that the electorate could possibly be confused by said questions appearing on the same ballot;

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

SECTION 1. That the Secretary of the State Election Board is hereby directed to print the State questions referred to a vote of the people on April 7, 1959, by Senate Joint Resolutions 1 and 2 passed by the Twenty-seventh Oklahoma Legislature on separate ballots, not identical in color.

SECTION 2. That a duly authenticated copy of this Resolution be transmitted to the Secretary of the State Election Board forthwith.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 2**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 10 correctly engrossed.

SRs 28 and **29** and **SJR 2** each correctly enrolled.

Engrossed **SB 10** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs 28** and **29** were each properly signed and ordered transmitted to the Secretary of State.

Enrolled **SJR 2**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bills were introduced and read the first time:

SB 155 — By Cobb and Cartwright (Bryan)—An Act relating to wildlife conservation; amending Paragraph k. of 29 O. S. 1951 § 102, as amended in 1953 and 1957; defining the term "game fish" as used in Title 29, O. S. 1951, as amended, so as to include all catfish except shufflebill catfish; and declaring an emergency.

SB 156—By Wilson (Beckham)—An Act relating to the payment of bounties for recently killed wolves, coyotes, bobcats and foxes; making an appropriation from the State Game and Fish Fund to carry out the provisions of Chapter 1, Title 4, Oklahoma Session Laws 1955; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 152—Judiciary.

SB 153—Revenue and Taxation.

SB 154—Social Welfare, then Appropriations and Budget.

SJR 16—Public Lands, then Judiciary.

HB 630—Judiciary.

HB 639—Judiciary.

HB 640—Education.

HB 661—Judiciary.

HB 682—Judiciary, then Appropriations and Budget.

HB 684—Judiciary.

HB 534—Judiciary.

HB 668—Judiciary.

MOTION TO RECONSIDER VOTE

The vote occurring on the King motion to reconsider the vote by which **SB 123** failed of passage, it was declared failed of passage upon roll call as follows:

Aye: Baldwin, Boecher, Breeden, Cartwright (Seminole), Easterly, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, Morford, Payne, Pazoureck, Sandlin, Wilson (Beckham).—18.

Nay: Allen, Bailey, Berrong, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Fine, McClendon, McColgin, McSpadden, Mahan, Pitcher, Ritzhaupt, Tipps, Trent, Walker, Wilson (Greer).—19.

Excused: Cowden, Miskovsky, Shoemaker, Stipe.—4.

Not Voting: Field, Herndon, Hope,—3.

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.

GENERAL ORDER

SB 76, by Dacus, Sandlin, Baldwin, Berrong, Payne, Herndon and Hamilton of the Senate and Huser of the House, was considered further.

Section 1 was read and adopted upon motion of Senator Hamilton.

Sections 2 and 3 were each read and adopted upon motions of Senator Baldwin.

Section 4 was read.

Senator Hamilton moved to amend **SB 76**, line 10, page 5, by striking the words and figures, "twenty-five (25)," and inserting the words and figures, "twenty-one (21)", which amendment was declared adopted.

Upon motion of Senator Baldwin, Section 4, as amended, was declared adopted.

As provided under **SR 29**, Senators Tipps, Field, Bailey, Herndon and Morford were excused for the remainder of this legislative week.

Section 5 was read.

Senator Cobb moved to amend **SB 76**, line 11, page 6, by inserting after the word, "duties," the following; "Provided, that the Board shall not meet in session more than thirty (30) days in any calendar year," which amendment was declared adopted.

Senators Cowden and Miskovsky asked to be recorded present, which was the order.

Upon motion of Senator Baldwin, Section 5, as amended, was declared adopted.

Sections 6, 7, 8, 9, 10 and 11 were each read and adopted upon motions of Senator Baldwin.

Section 12 was read.

Senator Cowden moved to amend **SB 76**, line 10, page 12, by adding a new section to be known as Section 12 and renumbering the following sections: "No grower shall be bound by the provisions of this Act unless and until he shall first sign a statement before a notary public that he desires to cooperate with the Commission and desires to be bound by the provisions of this Act," which amendment was tabled upon motion of Senator Allen.

Sections 13 and 14 were each read and adopted upon motions of Senator Baldwin.

Senator Allen asked unanimous con-

sent to be made a coauthor of **SB 76**, which was the order.

Upon motion of Senator Baldwin, **SB 76**, as amended and coauthored, was advanced to engrossment and third reading.

Upon motion of Senator Baldwin, the rules of the Senate were suspended, and **SB 76**, as amended and coauthored, was considered engrossed and placed upon third reading and final passage.

Senator Allen presiding.

President Pro Tempore Garvin presiding.

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:

Aye: Allen, Baldwin, Berrong, Boecher, Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Wilson (Beckham), Wilson (Greer).—27.

Nay: Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, McClendon, Mahan, Pitcher, Walker.—10.

Excused: Bailey, Field, Herndon, Morford, Shoemake, Stipe, Tipps.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, McClendon, Mahan.—6.

Excused: Bailey, Field, Herndon, Morford, Shoemake, Stipe, Tipps.—7.

The emergency was declared passed.

SB 76, as amended, was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 3**, co-authored by Ogden.

The above numbered resolution was referred for enrollment.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Everett L. Curtis states that he resides at 2418 Guernsey, Oklahoma City, Oklahoma; that he is 58 years of age; that he is legislative representative for Oklahoma Apartment Owners' Associa-

tion; that he is paid the sum of \$----- per ----- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable State Senate 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.

DATED this 2nd day of March, 1959.

Everett L. Curtis

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 3 correctly enrolled.

Enrolled **SCR 3** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

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

Thirty-third Legislative Day

Tuesday, March 3, 1959

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

The roll call was as follows:

Present: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Bailey, Cartwright (Seminoles), Field, Herndon, Mahan, Morford, Sandlin, Tipps.—8.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Kerr asked unanimous consent that Cynda Capps of Tipton be made an Honorary Page for this legislative day, which was the order.

Senator King asked unanimous consent that Larry and Susie Mocha be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

Senator Land asked to be shown excused until such time as he returns to the Chamber, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 76 correctly engrossed.

Engrossed **SB 76** was properly signed

and ordered transmitted to the Honorable House for consideration.

RESOLUTION

By unanimous consent, **SCR 4** by Boecher of the Senate, and Burnham of the House, was introduced, by Senator Boecher, read at length as follows, adopted upon his motion and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 4—By Boecher of the Senate and Burnham of the House.

A CONCURRENT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ACT PROMPTLY AND FAVORABLY TO PROVIDE AUTHORITY AND FUNDS FOR THE CONSTRUCTION OF THE CANTON IRRIGATION PROJECT WATER DISTRIBUTION WORKS; DIRECTING THAT AUTHENTICATED COPIES OF THIS RESOLUTION BE FORWARDED TO THE PRESIDENT OF THE UNITED STATES AND TO MEMBERS OF THE OKLAHOMA CONGRESSIONAL DELEGATION.

WHEREAS, the Congress of the United States did approve and provide funds for construction of Canton Reservoir on the North Canadian River, Canton, Oklahoma; and

WHEREAS, the reservoir was constructed to include outlet works and storage for the irrigation of sixteen thousand acres of land in the Canadian River Valley; and

WHEREAS, in 1945 the landowners in the valley below Canton Dam did organize and perfect the Canton Irriga-

tion District under Oklahoma Law; comprising aforesaid sixteen thousand acres of land; and

WHEREAS, the Canton Irrigation District is ready and willing to enter into contract negotiations for the repayment of construction costs of the project water distribution works to serve the lands of said district; and

WHEREAS, the Secretary of the Interior has, through the Bureau of the Budget, presented to the Congress the Canton Project Report for its consideration and approval.

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

THAT we respectfully request the 86th Congress of the United States, now assembled, to act promptly and favorably to authorize the construction of the Canton Irrigation District Project Water Distribution Works and to provide the necessary funds to initiate construction of said works at the earliest possible date.

BE IT FURTHER RESOLVED that an authenticated copy of this Resolution be forwarded to the President of the United States and to each member of the Oklahoma Congressional Delegation.

MOTION TO RECONSIDER VOTE

As provided under Rule 12a. Senator Collins moved to reconsider the vote by which **SB 76** was passed.

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:

HB 502—Judiciary—To Public Safety Committee by Reporting Committee.

HB 534—Judiciary.

HB 538—Social Welfare—To Appropriations and Budget by previous order.

HB 589—Education co-authored by Collins and Walker—To Appropriations and Budget by previous order.

HB 639—Judiciary.

HB 670—Judiciary.

HB 684—Judiciary.

DO PASS, as amended:

SB 20—Social Welfare.

SB 100—Judiciary.

SB 105—Education.

SB 107—Judiciary.

SB 142—Roads and Highways—McSpadden, principal author—To Appropriations and Budget by previous order.

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Wilson (Beckham):

Mr. President:

We, your Committee on Senate and Legislative Affairs to whom was referred requests for Lobby Permits, beg to leave to report that we had the same under consideration and herewith return the same with the recommendation that Lobby Permits be granted to the following named persons:

From Norman, Oklahoma

Doyle Pope, Rural Route No. 2, Oklahoma Farmers Union.

From Pryor, Oklahoma

G. A. Sampsel, 35 Payne Street, Associated Industries of Okla.

From Tulsa, Oklahoma

R. D. Byrum, 845 S. Gary Place, Oklahoma State Association of Barbers.

From Durant, Oklahoma

Walter B. Jessee, 1012 Baltimore, Oklahoma Association of Soil and Water Conservation Districts.

From Oklahoma City

Gene H. Hemry 2516 Warwick Drive.

Life Insurance Association of America.

Kenneth D. Jones, 5913 N. W. 56th, Oklahoma Credit Union League and Cuna Mutual Insurance Society.

C. G. Baker, 2725 N. W. 25th, Oklahoma State Fair and Exposition, Inc.

E. E. Jake Hill, 4318 Blackwelder, Oklahoma State Fair and Exposition, Inc.

Lemuel E. Jones, 425 N. W. 46th, Oklahoma State Fair and Exposition, Inc.

Floyd W. Gibson, 5816 N. MacArthur, Oklahoma Association of Electric Coop. Wilson, Chairman

Senator Wilson (Beckham) stated that the Permits would be issued from the office of the President Pro Tempore.

FIRST READING

The following bills were introduced and read the first time:

SB 157—By Land.—An Act amending 68 O. S. 1951, Section 1503, as amended by Title 68, Chapter 33a, at Pages 405 and 406, Oklahoma Session Laws, 1955, by adding a new subsection thereto to be designated as (i) providing for the exemption from intangible personal property taxation shares of stock in foreign corporations, companies and other business organizations having wholly-owned subsidiary corporations domesticated in and paying to this state an annual franchise tax and property taxes upon property located in the State of Oklahoma; and declaring an emergency.

SB 158—By Stipe of the Senate.—An Act relating to the reciprocal licensing of motor vehicles; repealing the reciprocal licensing Act: Directing the tax commission to cancel outstanding reciprocal agreements and declaring an emergency.

SB 159—By Fine.—An Act relating to commercial feed; amending the Oklahoma agricultural code; amending Title 2, Chapter A, Article 8, Subarticle C., Sections 1, 2 and 3 (2 O. S. Supp. 1957 §§ 8-41, 8-42 and 8-43); defining certain terms and making certain labeling and registration requirements as to commercial feed; and declaring an emergency.

SB 160—By Baldwin and Shoemaker.—An Act relating to marriages; amending 43 O. S. 1951, §§ 3 and 5, pertaining to eligibility and licenses for marriage, by: Requiring consent of parent or guardian be given in person to licensing official, unless parent or guardian is sworn by doctor to be unable to be present; requiring such certificates to be kept as public record; requiring presentation of proof of age before license is issued; making provisions mandatory, specifically including violations within offenses section; providing for severability and declaring an emergency.

SB 161—By Wilson (Greer) of the Senate and Ham and Cox of the House.—An Act making an appropriation to the Pauls Valley State School; stating the purpose; designating the State Board of Public Affairs as the contracting and purchasing agency; delegating the approval of plans and specifications to the mental health board; making the appropriation non-fiscal; making the provisions of this Act severable; and declaring an emergency.

SECOND READING

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

SB 155—Game and Fish.

SB 156—Game and Fish.

GENERAL ORDER

Senator Hope asked unanimous consent that **SB 51**, by Hope and Bailey of the Senate and Ruby and Davis of the House, be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which was the order.

HB 517, by McCarty, et al, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 517** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt,

the rules of the Senate were suspended, and **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:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: Grantham.—1.

Not Voting: Berrong, Cartwright (Bryan).—2.

Excused: Bailey, Cartwright (Seminole), Field, Herndon, Land, Mahan, Morford, Sandlin, Tipps.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Not Voting: Berrong, Cartwright (Bryan).—2.

Excused: Bailey, Cartwright (Seminole), Field, Herndon, Land, Mahan, Morford, Sandlin, Tipps.—9.

The emergency was declared passed.

HB 517 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 636—By Murrow, Bower, Priebe, Garrison, Bouse, Craig, Cooksey, Romang, Dolezal, Willis (Jackson), Ham, Poynor, Larason, Bullard, Etling, Bond (Marshall), Camp, Kardokus, Privett, Cox, Clark, Hall and Sparger of the House and Morford of the Senate.—An Act amending 38 O. S. 1951, Section 28, as amended by Section 1, Title 38, Page 140, Oklahoma Session Laws 1953 and Section 1, Title 38, Page 410, Oklahoma Session Laws 1957; relating to juries; prescribing qualifications for jurors.

HB 637—By Murrow, Cooksey, Garrison, Priebe, Craig, Bouse, Wolf, Etling, Romang, Willis (Jackson), Ham, Poynor, Larason, Bond (Marshall), Bullard, Dolezal, Camp, Kardokus, Jumper, Privett, Cox, Williams (Murray), Hall, Clark and Sparger of the House and Morford of the Senate.—An Act amending Section 1, Title 38, Page 141, Oklahoma Session Laws 1953, relating to juries; providing for ascertaining names of qualified jurors; prescribing duties.

HB 660—By Ogden of the House and Wilson (Beckham) of the Senate.—An Act relating to motor vehicle registration; amending 47 O. S. 1951, Section 22.14, providing that any motor vehicle owned by the Department of Public Safety shall be registered each year for a fee of One Dollar (\$1.00); and declaring an emergency.

HB 664—By Romang.—An Act requiring identification on political newspaper advertising, and upon political handbills and circulars; requiring an announcement on all political radio and/or television advertising as to who placed and/or sponsors such advertising; providing certain exceptions; and making violation of the Act a misdemeanor on the part of the person placing such advertising.

HB 679—By Shoemake, Bradley (Tulsa), Buckler, Converse, Daugherty, Dyer, Fogarty, Lance, Priebe, Sparger, Stevens and Watkins.—An Act pertain-

ing to traffic safety; authorizing county commissioners to construct, repair, and maintain traffic control devices and structures in populated areas near schools and outside city limits; repealing conflicting acts and parts of acts; and declaring an emergency.

HB 688—By Watkins and Shoemaker.—An Act relating to disaster areas; declaring the purpose of such act; defining terms; making it unlawful for unauthorized persons to follow emergency vehicles or drive to, proceed to or remain in such areas; making unlawful the taking, removing or disturbing of material objects or things relating or pertaining to the disaster; making a violation of the provisions of this Act a misdemeanor and establishing penalties; repealing all laws in conflict herewith; making the provisions severable; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 3**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

HB 597, by McCarty, was read and considered.

Upon motion of Senator Grantham, **HB 597** was advanced to engrossment and third reading.

Upon motion of Senator Grantham, the rules of the Senate were suspended, and **HB 597** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 597 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, Payne, Pazoureck, Ritzhaupt, Shoemaker, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Bailey, Cartwright (Seminole), Field, Herndon, Land, Mahan, Morford, Sandlin, Tipps.—9.

Not Voting: Cowden, McSpadden, Miskovsky, Pitcher.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, Payne, Pazoureck, Ritzhaupt, Shoemaker, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Bailey, Cartwright (Seminole), Field, Herndon, Land, Mahan, Morford, Sandlin, Tipps.—9.

Not Voting: Cowden, McSpadden, Miskovsky, Pitcher.—4.

The emergency was declared passed.

HB 597 was properly signed and ordered returned to Honorable House.

PENDING CONSIDERATION

OF **HAs** to **SB 26**

Senator Hope moved that the Senate concur in **HAs** to **SB 26**, which motion prevailed.

SB 26, as amended by the Honorable House, was read at length.

On question of the passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon,

McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson, (Beckham), Wilson (Greer).—32.

Excused: Bailey, Cartwright (Seminole), Field, Herndon, Land, Mahan, Morford, Sandlin, Tipps.—9.

Not Voting: Carrier, Pitcher, Stipe.—3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson, (Beckham), Wilson (Greer).—32.

Excused: Bailey, Cartwright (Seminole), Field, Herndon, Land, Mahan, Morford, Sandlin, Tipps.—9.

Not Voting: Carrier, Pitcher, Stipe.—3.

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 fourth reading of and returning Enrolled **SJR 2**.

The above numbered Enrolled Resolution was referred to the Governor for consideration.

Senator Miskovsky moved that the President Pro Tempore be authorized to order not less than 1000 copies each of **SJR 1** and **SJR 2**.

Senator Hamilton moved to table the Miskovsky motion, which motion by unanimous consent he withdrew.

Senator Wilson (Beckham) asked unanimous consent to amend the Mis-

kovsky motion to have the mimeographed copies of **SJR 2** done on blue paper, which was the order.

The vote occurring on the Miskovsky motion, as amended, it was declared adopted.

Senators Cartwright (Seminole), Land and Sandlin asked to be recorded present, which was the order.

Senator Walker presiding.

FIRST READING

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

SB 162—By Stipe, Wilson, (Greer), Trent, Allen of the Senate and Gotcher, Skeith, Van Hooser and Shipley of the House.—An Act relating to penal and correctional institutions and programs; stating the purpose of this Act; creating the State Board of Corrections and the State Department of Corrections; conferring jurisdiction and prescribing certain duties; creating divisions within the department; providing for the appointment of a director of the division and such other employees as authorized by the board and for the payment of the salaries thereof; authorizing the board to adopt necessary rules of procedure; authorizing reimbursement to board members for expenses incurred; providing for office space for said board and department; transferring jurisdiction and control over certain state institutions from the State Board of Public Affairs to the State Board of Corrections; and declaring an emergency.

COMMITTEE REPORT

Senator Wilson (Greer), Chairman of the Committee on Committees and Rules, asked unanimous consent, which was granted, that Senator Boecher be placed on the Committee on Revenue and Taxation and removed from the Committee on Economic and Industrial Development.

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

*

The Senate, in open session, was called to order by President Pro Tempore Garvin, who made the following announcements:

The Senate, in executive session and upon motion of Senator Payne, advised and consented to the confirmation of the executive nomination of EUEL LANCASTER, of Wagoner, Oklahoma, as a member of State Soil Conservation Board, for a term effective upon confirmation and ending June 30, 1963.

The Senate, in executive session and upon motion of Senator Easterly, advised and consented to the confirmation of the executive nomination of JOHN B. DOOLIN, Jr., of Alva, Oklahoma, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1961.

The Senate, in executive session and upon motion of Senator Wilson (Beckham), advised and consented to the confirmation of the executive nomination of GENE GRUBITZ, Jr., of Elk City, Oklahoma, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1965.

The Senate, in executive session and upon motion of Senator Payne, seconded by Senator Fine, advised and consented to the confirmation of the executive nomination of K. D. BAILEY, of Okmulgee, Oklahoma, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1959.

The Senate, in executive session and upon motion of Senator Walker, advised and consented to the confirmation of the executive nomination of JACK BELL,

of Shawnee, Oklahoma, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1963.

The Senate, in executive session and upon motion of Senator Harris, advised and consented to the confirmation of the executive nomination of J. C. KENNEDY, of Lawton, Oklahoma, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1965.

The Senate, in executive session and upon motion of Senator Land, seconded by Senator Kerr, advised and consented to the confirmation of the executive nomination of HAROLD STUART, of Tulsa, Oklahoma, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1961.

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the executive nomination of W. E. ALLFORD, of McAlester, Oklahoma, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1959.

The Senate, in executive session and upon motion of Senator Cobb, seconded by Senators Miskovsky and Ritzhaupt, advised and consented to the confirmation of the executive nomination of ROY J. TURNER, of Sulphur, Oklahoma, as a member of the State Highway Commission for a term effective upon confirmation and ending February 15, 1963.

Senator Cartwright (Seminole), asked to be shown excused for the remainder of this legislative day, which was the order.

Referring further to **SB 26**, as amended by the Honorable House:

Senator Hope moved that the vote be reconsidered by which **SB 26**, as amended by the Honorable House, was passed, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Cowden, Dacus.—2.

Excused: Bailey, Cartwright (Seminole), Field, Herndon, Mahan, Morford, Tipps.—7.

Not Voting: Allen, Stipe.—2.

Upon motion of Senator Hope, the vote was reconsidered by which the Senate concurred in **HAs** to **SB 26**.

Further consideration of **SB 26**, as amended by the Honorable House, was deferred for this legislative day.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 515**.

By unanimous consent, **HCR 515**, was taken up for immediate consideration.

By unanimous consent, upon request of Senator Wilson (Beckham), all members of the Senate, except Senator Breeden, were made co-authors of **HCR 515**.

Engrossed **HCR 515**, as coauthored, was read at length as follows, and adopted upon motion of Senator Wilson (Beckham):

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 515—By Ogden and Huser of the House and Wilson (Beckham), Payne, Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker,

and Wilson (Greer) of the Senate—A RESOLUTION RELATING TO THE FORTHCOMING UNITED STATES NAVAL ORIENTATION PROGRAM FOR OUTSTANDING NEWSMEN OF THE NATION; COMMENDING OKLAHOMA NEWSMEN WHO HAVE BEEN HONORED BY INVITATIONS TO PARTICIPATE IN THIS PROGRAM; COMMENDING REPRESENTATIVE ALLARD AND SENATOR BREEDEN FOR RECEIVING THIS HONOR, AND DESIGNATING THEM THE OFFICIAL REPRESENTATIVES OF THE OKLAHOMA LEGISLATURE AND THE STATE OF OKLAHOMA; DIRECTING THAT COPIES OF THIS RESOLUTION BE FORMALLY PRESENTED TO SAID MEMBERS OF THE LEGISLATURE BY GOVERNOR J. HOWARD EDMONDSON; AND DIRECTING THAT A COPY OF THIS RESOLUTION BE SPREAD UPON THE PAGES OF THE PERMANENT JOURNALS OF THE HOUSE OF REPRESENTATIVES AND OF THE SENATE.

WHEREAS, since the close of World War II the United States Navy has regularly conducted an orientation program for outstanding newsmen on the sea, surface and air operations of the various components of the Navy; and

WHEREAS, this year ten outstanding Oklahoma newsmen have been invited to participate in this program during the period March 8th to 21st, which program will emphasize the role of the United States Navy in our National security; and

WHEREAS, such information and briefing is a vital link in an effective civil defense program; and

WHEREAS, Representative Lou Allard and Senator Robert H. Breeden are included in the list of Oklahoma newsmen having been officially invited to participate in this program; and

WHEREAS, the selection of these ten

outstanding Oklahomans is not merely a personal achievement but is a distinct honor for the State of Oklahoma; and

WHEREAS, during this two weeks' naval program the Oklahomans participating therein will be goodwill ambassadors for the State; and

WHEREAS, thousands of Oklahomans have served in the past with distinction and honor in the United States Navy and many are continuing to serve; and

WHEREAS, Oklahoma newsmen participating in this program will greet and visit with many Oklahoma officers and men currently serving in the United States Navy and will pay homage at the Memorial and site of the sinking of the U. S. S. Oklahoma during the infamous attack on Pearl Harbor; and

WHEREAS, said Oklahoma newsmen will observe the forthcoming Pacific Fleet maneuvers of the United States Navy; and

WHEREAS, said newsmen will record their observations in feature articles for the information of the public; and

WHEREAS, Governor J. Howard Edmondson has designated Representative Allard and Senator Breeden as the official representatives of his office and of Oklahoma generally; and

WHEREAS, the honor of this appointment and the recognition of the personal sacrifices required for the completion of the program merit the commendation of this Legislature and of the people of the State:

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

SECTION 1. That Representative Lou Allard and Senator Robert H. Breeden be and are hereby commended upon receiving this high honor and are hereby designated as the official representa-

tives of the Oklahoma Legislature and of the State of Oklahoma at the forthcoming United States Naval Orientation Program for outstanding newsmen.

SECTION 2. That duly authenticated copies of this Resolution be officially presented to Representative Lou Allard and to Senator Robert H. Breeden by Governor Edmondson and that a copy of this Resolution be spread upon the pages of the Permanent Journals of the House of Representatives and of the Senate.

Engrossed **HCR 515**, as coauthored, was properly signed and ordered returned to the Honorable House.

Senator Baldwin moved that the Senate defray the traveling expenses of Senator Breeden from Oklahoma City to San Diego, California, and on his return trip from San Francisco, California, to Oklahoma City, which motion was declared adopted.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn, which motion was declared adopted.

MESSAGES FROM GOVERNOR

Advising approval by him, March 3, 1959, of Enrolled **SJR 2**, entitled:

ENROLLED SENATE JOINT RESOLUTION NO. 2—By Miskovsky, Cartwright (Bryan), Wilson (Beckham), and Payne of the Senate, and Andrews, Huser, Lollar and Haworth of the House.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE STATE OF OKLAHOMA, ADDING ARTICLE XXVIII THERETO, DEFINING TERMS, AND PROVIDING: FOR ELECTIONS IN COUNTIES UPON THE PROPOSITION OF WHETHER THE MANUFACTURE, SALE AND DISTRIBUTION OF ALCOHOLIC

BEVERAGES SHALL BE LEGAL THEREIN AND PROCEDURES RELATED THERETO; LIMITATIONS ON THE FREQUENCY OF SUCH ELECTIONS; THAT WITH CERTAIN EXCEPTIONS EXISTING PROHIBITORY STATUTES CONCERNING ALCOHOLIC BEVERAGES SHALL BE IN EFFECT IN DRY COUNTIES; PENALTIES; THAT SAID ARTICLE SHALL BE SELF EXECUTING AND FULLY OPERATIVE ON THE DATE AR-

TICLES XXVII AND XXVIII, OKLAHOMA CONSTITUTION, PROPOSED BY THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE, ARE APPROVED; PROVIDING A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

As provided under the Payne motion, the Senate was declared adjourned to meet as provided under the Rules—1:30 p. m., tomorrow.

Thirty-fourth Legislative Day

Wednesday, March 4, 1959

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

The roll call was as follows:

Present: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Bailey, Berrong, Field, Hernon, Morford, Pazoureck, Tipps.—7.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Harris asked unanimous consent, which was granted, that Pamela Harris of Cedar Rapids, Iowa, be made an Honorary Page for this legislative day.

Senator Carrier asked unanimous consent, which was granted, that Anita Meyer of Enid, be made an Honorary Page for this legislative day.

The Journal for the last legislative day was declared approved.

RESOLUTION

SR 30, by Allen and Ritzhaupt, was introduced, read at length as follows, adopted upon motion of Senator Allen and referred for enrollment:

SR 30—By Allen and Ritzhaupt.

A RESOLUTION CORRECTING AN OVERSIGHT MADE IN DRAFTING

AND PASSING OF ENROLLED SENATE RESOLUTION NO. 6 COMMENDING THE OKLAHOMA PUBLIC WELFARE COMMISSION AND L. E. RADER, DIRECTOR, DEPARTMENT OF PUBLIC WELFARE.

WHEREAS, the Oklahoma State Senate did on the 8th day of January, 1959, adopt a Resolution intending to commend each individual member of the Oklahoma Public Welfare Commission and L. E. Rader, Director, Department of Public Welfare; and

WHEREAS, through inadvertence and oversight, the name of Henry Ross of Chickasha, Oklahoma, a member of the Oklahoma Public Welfare Commission, was omitted from said Resolution; and

WHEREAS, the Oklahoma State Senate wishes to correct this oversight;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the Resolution passed on January 8, 1959, commending the Oklahoma Public Welfare Commission and L. E. Rader, Director of Public Welfare, be amended to include Henry Ross of Chickasha, Oklahoma, and that all other portions of said Resolution be re-iterated to the same extent as if set out herein.

SECTION 2. That duly authenticated copies of this Resolution be delivered to each of the Members of the Oklahoma Public Welfare Commission; Rupert L. Jones, Antlers, Chairman; Joe W. Ables, Miami; Clint Applewhite, Carnegie; R. D. Cravens, Oklahoma City;

G. T. Daugherty, Marlow; W. E. Farha, Bristow; R. M. Greer, Enid; Will C. Jones, Mangum; Henry Ross, Chickasha; and to L. E. Rader, Director, Department of Public Welfare.

FIRST READING

The following bill was introduced and read the first time:

SB 163—By Cobb, Collins, McClendon, Fine, Cowden, Walker, Hamilton, Trent and Hope of the Senate, and McCarty and Haworth of the House—An Act making an appropriation to the State Board of Agriculture; stating the purpose of the appropriation as the employment of six special livestock brand field policemen and prescribing their general duties; and declaring an emergency.

Senator Hope asked that he be shown excused for the remainder of this legislative day, which was the order.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 157—Revenue and Taxation.

SB 158—Revenue and Taxation.

SB 159—Agriculture.

SB 160—Judiciary.

SB 161—Public Health, then to Appropriations and Budget.

SB 162—Penal Institutions.

HB 636—Judiciary.

HB 637—Judiciary.

HB 660—Public Safety.

HB 664—Business and Industry, then to Privileges and Elections.

HB 679—County Government.

HB 683—Public Safety.

GENERAL ORDER

HB 639, by Briscoe, et al of the House, and McSpadden of the Senate, was read and considered.

Upon motion of Senator McSpadden,

HB 639 was advanced to engrossment and third reading.

Upon motion of Senator McSpadden, the rules of the Senate were suspended, and **HB 639** was considered engrossed and placed upon third reading and final passage.

Senators Breeden, Dacus and Cobb asked unanimous consent, which was granted, to be made co-authors of **HB 639**.

THIRD READING

HB 639 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Bailey, Berrong, Field, Hennon, Hope, Morford, Pazoureck, Tipps.—8.

Not Voting: Stipe.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Bailey, Berrong, Field, Hennon, Hope, Morford, Pazoureck, Tipps.—8.

Not Voting: Stipe.—1.

The emergency was declared passed.

HB 639 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 107 by Wilson (Beckham) was read and considered.

Upon motion of Senator Wilson (Beckham), **SB 107** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), 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:

Aye: Allen, Baldwin, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Harris, Kerr, King, Land, McColgin, Miskovsky, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—28.

Nay: Hamilton, McClendon, McSpadden, Mahan.—4.

Excused: Bailey, Berrong, Field, Hernon, Hope, Morford, Pazoureck, Tipps.—8.

Not Voting: Boecher, Cartwright (Bryan), Cartwright (Seminole), Stipe.—4.

The bill was declared passed.

SB 107 was referred for engrossment.

GENERAL ORDER

SB 98, by Sandlin and King of the Senate and Avey, et al of the House, was considered further.

Senators Hamilton and Mahan moved to amend **SB 98**, line 5, page 1, by striking after the word, "population," and before the word, "numbered," the words

"as possible," and inserting the following: "and area, whereby the allocation of road mileage per Commissioner's District shall not exceed thirty-five per centum (35%) of the total county road mileage of each county."

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

Senator King moved to amend the Hamilton-Mahan amendment to **SB 98** by striking the words and figures, "thirty-five per centum (35%)" and inserting the words and figures, "forty per centum (40%)," which was declared failed of adoption.

The vote occurring on the Hamilton-Mahan amendment, it was declared adopted.

Upon motion of Senator Sandlin, **SB 98**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Sandlin, the rules of the Senate were suspended, and **SB 98**, as amended, 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:

Aye: Carrier, Easterly, Garvin, Grant-ham, Hall, Hamilton, King, Land, Mc-Colgin, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Wilson (Beckham).—15.

Nay: Allen, Baldwin, Boecher, Breeden, Cobb, Collins, Cowden, Dacus, Fine, Harris, Kerr, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Shoemake, Walker, Wilson (Greer).—19.

Excused: Bailey, Berrong, Field, HERNON, Hope, Morford, Tipps.—7.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Stipe.—3.

The bill was declared failed of passage.

GENERAL ORDER

SB 100, by Sandlin, Grantham and Harris, was read and considered.

Senator Shoemake moved to amend **SB 100**, line 18, page 2, by adding after the word, "charged," a semicolon and thereafter the following: "and unless he was employed by said charged person prior to the beginning of the legislative session involved."

Senator Shoemake asked unanimous consent to change the first word, "and," in his amendment to the word, "or," which was the order.

Senator Breeden asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Harris presiding.

Senator Walker moved that **SB 100** with the amendments submitted be ordered withdrawn from the Calendar and referred to the Committee on Criminal Jurisprudence.

Senator Allen asked to be recorded excused for the remainder of this and the next legislative day, which was the order.

Senator King raised a point of order against debate of the Walker motion, citing Rule 16, which point was overruled by the Presiding Officer who cited Rule 10-b8.

The vote occurring on the Walker motion, it was declared failed of adoption, upon a roll call as follows:

Aye: Collins, Fine, Hall, Mahan, Miskovsky, Shoemake, Stipe, Walker.—8.

Nay: Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Wilson (Beckham), Wilson (Greer).—25.

Excused: Allen, Bailey, Berrong,

Breeden, Field, Herndon, Hope, Morford, Tipps.—9.

Not Voting: Baldwin, Carrier.—2.

The vote occurring on the Shoemake amendment, it was declared adopted.

Upon motion of Senator Sandlin, **SB 100**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Sandlin, the rules of the Senate were suspended and **SB 100**, as amended, 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:

Aye: Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—24.

Nay: Collins, Easterly, Fine, Hall, Mahan, Miskovsky, Pitcher, Shoemake, Stipe.—9.

Excused: Allen, Bailey, Berrong, Breeden, Field, Herndon, Hope, Morford, Tipps.—9.

Not Voting: Baldwin, Carrier.—2.

The bill was declared passed.

SB 100, as amended, was referred for engrossment.

Upon motion of Senator Sandlin, the emergency section to **SB 100**, as amended, was stricken and the title ordered amended to conform.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Mahan moved to reconsider the vote by which **SB 100**, as amended, was passed.

President Pro Tempore Garvin presiding.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting Engrossed **HCR 516**.

By unanimous consent, upon request of Senator Stipe, **HCR 516** was taken up for immediate consideration and all members of the Senate added as co-authors.

HCR 516, as co-authored, was read at length as follows and adopted upon motion of Senator Stipe:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 516 — By Skeith, Gotcher, Van Hooser, McCarty, Livingston, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larson, Levergood, Lollar, Lynch, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson (Custer), Richeson (Okmulgee), Roberts, Rogers, Romang, Ruby, Sare, Shibley (Creek), Shipley (Nowata), Shoemake, Skaggs, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), and Wolf of the House and Stipe, Trent, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminoles), Cobb, Collins, Cowden, Dacus,

Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McCollgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), and Wilson (Greer) of the Senate.

A CONCURRENT RESOLUTION EXPRESSING SORROW AT THE DEATH OF H. C. McLEOD, WARDEN OF THE STATE PENITENTIARY, McALESTER; EXTENDING WARMEST SYMPATHY TO MEMBERS OF THE BEREAVED FAMILY; RECOGNIZING AND ACCLAIMING HIS MANY CONTRIBUTIONS AND ACHIEVEMENTS.

WHEREAS, On Friday, February 27th in this year of Our Lord Nineteen Hundred and Fifty-nine the State of Oklahoma suffered a grievous loss in the death of its devoted public servant, H. C. McLeod, Warden of the Oklahoma State Penitentiary, McAlester; and

WHEREAS, McLeod first entered the service of his State in 1920 as a guard at Granite Reformatory and because of his devotion to his duty and chosen career he rose in 1955 to the high post of Warden at the State Penitentiary where he became recognized and respected throughout the Southwest as an outstanding prison official; and

WHEREAS, Although his untimely death cut short his lifetime dream of prison reform, designed to return prisoners to society better equipped to earn their living and thus restore them to a life of good citizenship, his ideas and reforms have furnished us with a blueprint of prison reform for years to come; and

WHEREAS, The manifold contributions and outstanding public service of this great Warden and administrator have left their lasting mark on the system which he served with such great devotion and merit; and

WHEREAS, Such distinguished serv-

ices is deserving of recognition and acclaim by this Legislature as duly assembled in accordance with law.

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

SECTION 1. That we hereby express our deep sense of shock and sorrow at the untimely death of Warden H. C. McLeod, McAlester, and extend our warmest sympathy to members of his bereaved family.

SECTION 2. That we hereby officially acclaim the sincere and devoted public service of this great career prison official and recognize his manifold and lasting contributions to the State of Oklahoma.

SECTION 3. That duly certified copies of this Resolution be forwarded to his widow, Mrs. H. C. McLeod, McAlester; his son, Jim McLeod, McAlester; his son, Lieutenant Colonel William E. McLeod, Fort Sill; and, his daughter, Mrs. Fred Henry, Wyandotte, Michigan.

Engrossed **HCR 516**, as co-authored, was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Sandlin moved that the vote be reconsidered by which **SB 98** failed of passage.

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

*

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

The Senate, in executive session and

upon motion of Senator Payne, advised and consented to the confirmation of the re-appointment of K. D. BAILEY, of Okmulgee, Oklahoma, as a member of the State Highway Commission, for a term effective upon confirmation and ending February 15, 1966.

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the reappointment of W. E. ALLFORD, of McAlester, Oklahoma, as a member of the State Highway Commission, for a term effective upon confirmation and ending February 15, 1966.

Senator Payne moved when the Clerk's desk is cleared, the Senate adjourn to meet at 11:00 a.m., tomorrow, which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 4 correctly engrossed.

Senator Boecher presiding.

Engrossed **SCR 4** was properly signed and ordered transmitted to the Honorable House for consideration.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 139—County Government.

SB 140—County Government.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 18**, as amended.

HA to **SB 18** read as follows, and consideration deferred:

AMENDMENT NO. 1—Amend Engrossed Senate Bill No. 18, by striking the TITLE, ENACTING CLAUSE, and

SECTIONS 1, 2, 3, 4, 5, 6, 7 and 8, substituting in lieu thereof the following:

AN ACT PERMITTING USE OF FACSIMILE SIGNATURES OF PUBLIC OFFICIALS AND FACSIMILE SEALS IN THE EXECUTION OF PUBLIC SECURITIES ISSUED BY THE STATE OF OKLAHOMA OR BY ANY OF ITS DEPARTMENTS, AGENCIES OR OTHER INSTRUMENTALITIES OR BY ANY OF ITS POLITICAL SUBDIVISIONS OR DISTRICTS; DEFINING TERMS; DECLARING A FELONY THE USE, ON A PUBLIC SECURITY, WITH INTENT TO DEFRAUD, OF A FACSIMILE SIGNATURE OR SEAL OR REPRODUCTION OF EITHER, AND PROVIDING FOR THE PUNISHMENT THEREOF.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. As used in this Act:

(a) "Public Security" means a bond, note, certificate of indebtedness or other obligation for the payment of money, issued by this State or by any of its departments, agencies, or other instrumentalities or by any of its political subdivisions or districts.

(b) "Authorized Officer" means any official of this State or of any of its departments, agencies, or other instrumentalities or districts whose signature to a public security, or certificate thereon or thereto, is required or permitted.

(c) "Facsimile Signature" means the reproduction by engraving, imprinting, stamping or other means of the manual signature of an authorized officer.

SECTION 2. Any authorized officer, after filing with the Secretary of State his manual signature certified by him under oath, may execute or cause to be executed with a facsimile signature in lieu of his manual signature:

(a) Any public security, or any certificate thereon or thereto, provided that at least one signature required or per-

mitted in the execution of such public security shall be manually subscribed.

Upon compliance with this Act by the authorized officer, his facsimile signature has the same legal effect as his manual signature.

SECTION 3. When the seal of this State or of any of its departments, agencies, or other instrumentalities or of any of its political subdivisions or districts is required in the execution of a public security, the authorized officer may cause the seal to be printed, engraved, stamped or otherwise placed in facsimile thereon. The facsimile seal has the same legal effect as the impression of the seal itself.

SECTION 4. Any person who with intent to defraud uses on a public security:

(a) A facsimile signature, or any reproduction of it, of any authorized officer, or

(b) Any facsimile seal, or any reproduction of it, of this State or of any of its departments, agencies, or other instrumentalities or of any of its political subdivisions or districts is guilty of a felony and shall be punishable as provided by Title 21, Section 9, Oklahoma Statutes of 1951.

SECTION 5. This Act shall be so construed as to effectuate its general purpose to make uniform the law of states which enact it.

SECTION 6. This Act may be cited as the Uniform Facsimile Signature of Public Officials Act.

SECTION 7. If any provision of this Act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

SECTION 8. All Acts and parts of Acts are repealed insofar as inconsistent herewith.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 91**.

HAs to SB 91 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 91, by adding the following members of the House as co-authors: **BRADLEY** (Tulsa), **BURNHAM**, **CONVERSE**, **DYER**, **HOPKINS**, **LANCE**, **PATTERSON**, **SPARGER**, **STEWART** and **WILLIS** (Cherokee).

AMENDMENT NO. 2. Page 3, Section 12, Line 28½ and 29½, strike the following words: "No person in this state shall sell or deliver minnows for transportation out of this state."

AMENDMENT NO. 3. Page 3, Section 12, Line 33½. After the word "paid" change the period to a comma and add the following language; "on a pro-rata basis for the remaining period for which said license is valid."

AMENDMENT NO. 4. Page 3, Line 34, adding a new section to be known as Section 13 to read as follows: "Nothing contained in this Act shall be construed to prohibit the sale of, or shipment out of, the State of Oklahoma of minnows raised in a regularly licensed commercial minnow hatchery," and by renumbering succeeding sections of the

bill accordingly and by amending the title to conform thereto.

AMENDMENT NO. 5. Page 4, Section 13, Line 6, inserting between the word "minnows" and the word "for" the words "so acquired."

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 36** and **SB 95**—Coauthored by Richardson.

The above numbered bills were referred for enrollment.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read for the first time:

SB 164—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making an appropriation to the Oklahoma Adjutant General; stating the purpose; providing for the qualifications and appointment of the Adjutant General; fixing the salary of the Adjutant General; authority for appointment and compensation of personnel; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

As provided under the Payne motion, the Senate was declared adjourned to meet at 11:00 a.m., tomorrow.

Thirty-fifth Legislative Day

Thursday, March 5, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m., and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Breeden. Cartwright (Bryan), Cartwright (Seminole), Collins. Cowden. Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon. McCollgin, McSpadden, Miskovsky, Payne, Pazoureck. Pitcher, Ritzhaupt. Sandlin, Shoemake, Stipe, Trent, Walker. Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen. Bailey, Baldwin, Berong, Carrier, Cobb, Field, Herndon, Morford, Tipps.—10.

Absent: Boecher, Mahan.—2.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMUNICATION

Senator Collins asked to have a Communication read, which is herewith incorporated by unanimous consent:

"2 March 1959

Senator Everett Collins
Oklahoma State Senate
State Capitol Bldg.
Oklahoma City 5, Oklahoma
Dear Senator Collins:

The following order has just been issued to all troopers of the Oklahoma Highway Patrol:

'Enclosed is a book to be used for blood samples. This is to be strictly for use in fatalities, driver, passenger, or

pedestrian. It is suggested that all blood samples be taken from the body at the funeral home, and be taken as the instructions on the sheet indicate. There will be no radio communication made on the 10-5 of this to the laboratory. It will be brought in by the unit, by postage. or by the supervisor. This is purely for research only and it is to be kept within the Department. The original (green copy) is to go with the blood. The white is to be sent to the Office of the Chief. The yellow will be kept on file at District Headquarters. The Department has plenty of tubes to put blood in, so replace any you might use from some other source.'

The rank and file of the troopers are extremely troubled by this order, which we feel can do no one any possible good. We are further of the opinion that such an order is in itself strictly illegal, to say nothing of an invasion upon the rights of others.

To my knowledge, there have been a number of letters of protest written to the Department re this order, but apparently to no avail.

I am sure you can well understand the reasons behind my failure to sign my name hereon.

Highway Patrol Trooper."

Senator Collins, after reading Section 1161 of Title 21, COS 1951, urged that the order contained in the above communication be rescinded today and until the Public Safety Committee of the Senate can look into the matter.

Senator Ritzhaupt moved that the proper authorities be requested to re-

scind the order issued to take blood from the bodies of those killed or injured on Oklahoma State Highways, which motion was declared adopted.

A Committee from the Honorable House, headed by Representative Wolf, was announced by Sergeant-at-Arms, Frank Truel, and received by the Senate, who advised that the Honorable House is ready to meet in Joint Session, pursuant to **SCR 2**.

Senator Hall moved that a Committee be appointed to notify the Honorable House the Senate will meet with that Body in Joint Session at 11:45 a. m., to hear the message of former Governor L. W. Wetherby, of Kentucky, which motion prevailed, the President Pro Tempore appointing Senators Hall, Wilson (Greer) and Pazoureck.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 107 engrossed.

SR 30, SBs 36 and 95 each correctly enrolled.

Engrossed **SB 107** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 30** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 36 and 95**, after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Wilson (Greer), on behalf of the Committee appointed to notify the Honorable House that the Senate would meet with it in Joint Session at 11:45, reported the duty performed.

It being now the time for the Joint Session, the Senate went in a Body, preceded by its Officers, to the House Chamber.

*

JOINT SESSION

The Senate and the Honorable House,

in Joint Session, was called to order by President Pro Tempore Garvin.

Upon motion of Senator Payne, the attendance roll call of the Senate was considered the attendance roll call of the Senate in Joint Session, which was as follows:

Present: Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Bailey, Baldwin, Berong, Carrier, Cobb, Field, Herndon, Morford, Tipps.—10.

Absent: Boecher, Mahan.—2.

The President Pro Tempore declared a quorum of the members of the Senate present.

Upon motion of Representative Ogden, the attendance roll call of the Honorable House was considered the roll call of the House in Joint Session, which was as follows:

Present: Allard, Andrews, Avey, Baggett, Belvin, Bond (Marshall), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Bullard, Burnham, Cartwright, Cole, Converse, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Fogarty, Ford, Forsythe, Foster, Fuller, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Hawthorth, Hopkins, Howard, Howe (Kay), Howze (Seminole), Hurst, Huser, Inman, Johnston, Jones, Kardokus, Lance, Langley, Larason, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Patterson, Poynor, Privett, Reneau, Richardson (Custer), Richeson (Okmulgee), Rogers, Romang, Sare, Shibley (Creek), Shipley (Nowata), Shoemaker, Skaggs, Skeith,

Sparger, Spear, Stevens, Stewart, Taliaferro, Traw, Vandiver, Van Hooser, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), Wolf, Mr. Speaker.—96.

Excused: Arrington, Bond (Stephens), Briscoe, Buckler, Camp, Clark, Cook, Finch, Garrison, Jumper, Karnes, Levergood, Mountford, Ozmun, Priebe, Roberts, Ruby, Sparkman, Sparks, Spraker, Tinker, Watkins, Wheatley.—23.

The Speaker declared a quorum of the members of the Honorable House present.

The President Pro Tempore declared quorums of both the Senate and the Honorable House present and the Joint Session duly assembled pursuant to **SCR 2** inviting the Honorable L. W. Wetherby, former Governor of Kentucky and former Chairman of the Board of Directors of the Southern Regional Education Board, to address a Joint Session to review the purposes, accomplishments and activities of the Board in honor of its tenth anniversary.

The Speaker presiding.

Dr. Don Anderson, Director of the Southern Regional Education Board, was introduced, following which there was a motion picture, "The Long Shadow," portraying something of the great work of the compact through the education of one young man.

Governor Wetherby was introduced by the Speaker who reviewed the purposes, accomplishments and hopes of the Board, and some of the highlights on Oklahoma were that fifty-seven Oklahoma students have been enrolled under regional contracts at a cost of only about \$80,000.00 to the State; that Oklahoma pays \$8,000 per year for the operation of the mental health program and that our state has received eight grants under this program; that the state has actively participated in the Schools of Agriculture and Psychology, and that thirteen schools, including Oklahoma

State, are jointly participating in a School of Nematology, the science of nematodes, which cause great damage to crops. Governor Wetherby, in closing, urged the legislature to solve many of its perplexing problems on education through the Board, and to look forward to many great accomplishments.

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

*

The Senate reassembled, in its Chamber, with President Pro Tempore Garvin presiding, who called for the Regular Order of Business.

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—Appropriations and Budget.

HB 551—Appropriations and Budget.

HB 544—Appropriations and Budget.

DO PASS, as amended:

SB 40—Appropriations and Budget.

HB 567—Appropriations and Budget.

HB 589—Appropriations and Budget.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 163—Agriculture, then Appropriations and Budget.

SB 164—Military and Veteran Affairs then Appropriations and Budget.

FIRST READING

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

SB 165—By Sandlin and Kerr—An Act authorizing the state courts to grant declaratory judgments and decrees; prescribing the conditions thereof; and authorizing supplemental relief.

SB 166—By Breeden, Wilson (Greer), and Field of the Senate, and Bower, Fos-

ter, Cole, Hargrave and Bradley (Jefferson), of the House—An Act relating to accounts in the state treasury; amending 62 O. S. 1951, § 7.1, which relates to depository charge accounts for state agencies, by prohibiting state treasurer from accepting certain warrants, checks or vouchers for deposit in such special depository accounts; and declaring an emergency.

SB 167—By Breeden, Wilson (Greer), and Field of the Senate and Bower, Foster, Cole, Hargrave and Bradley (Jefferson) of the House—An Act relating to state treasury accounts; amending 62 O. S. 1951 § 7.2, which relates to trust or agency accounts therein, to provide for countersignatures on cash vouchers drawn against such official depository accounts in the state treasury; and declaring an emergency.

SB 168—By Shoemake—An Act relating to the Consolidated Negro Institution at Taft; amending 10 O. S. 1951, § 206.3; empowering the State Board of Public Affairs to adopt and enforce rules and regulations for admissions, conduct and discharges at former institute for the deaf, blind and orphans of the colored race; and declaring an emergency.

SB 169—By Breeden.—An Act relating to the public schools of Oklahoma; amending paragraph (a) of 70 O. S. 1951 § 8-3, as amended; providing for transfer of school children desiring education in certain courses not offered in the districts in which they reside; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 517**.

Senator Grantham asked unanimous consent, which was granted, to immediately consider Engrossed **HCR 517**.

HCR 517 was read at length, as follows and adopted upon motion of Senator Grantham:

ENGROSSED HOUSE CONCUR-

RENT RESOLUTION NO. 517 — By Howe, Craig, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson) and Wolf of the House and Grantham of the Senate.

A CONCURRENT RESOLUTION CONGRATULATING THE PONCA CITY WILDCATS FOR WINNING THE THIRTY-NINTH ANNUAL STATE HIGH SCHOOL WRESTLING TOURNAMENT AT PERRY, OKLAHOMA. FEBRUARY 28, 1959; DIRECTING JOURNAL ENTRIES; AND DIRECTING DISTRIBUTION OF RESOLUTION.

WHEREAS, The Ponca City Wildcats amassed a total of forty-five (45) points in the Thirty-ninth Annual State High School Wrestling Tournament at Perry, Oklahoma, and thereby won the tournament; and

WHEREAS, Two of the Ponca City

Wildcats, Joe Chamberlin at 148 pounds and C. H. Sims at 157 pounds won individual State championship titles; and

WHEREAS, Steven Wilson at 130 pounds won a second place in the finals, John Kirchenbouer at 168 pounds won second place in the finals, and Galen Hull at 123 pounds advanced to the consolation finals; and

WHEREAS, The team was coached by Mr. Grady Peninger, former AAU champion, and his assistant, Mr. Gordon Stangeland, with the capable assistance of Mr. Joe Fagan, manager; and

WHEREAS, The current State victory is the second for the Ponca City Wildcats in the field of championship wrestling, that is, following the first tournament win in 1953; and

WHEREAS, The Ponca City Wildcats merit commendation and appreciation from the Twenty-seventh Oklahoma Legislature:

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA (1959), THE SENATE CONCURRING THEREIN:

THAT, The achievement of the Ponca City Wildcats is hereby acknowledged with admiration and gratitude; and

THAT, The afore-mentioned wrestlers, coaches, and manager are commended for their individual endeavors, spirit, and achievements; and

THAT, A duly authenticated copy of this Resolution be presented to those herein and heretofore enumerated, and to Mr. J. Win Payne, Superintendent of Schools, Ponca City, Oklahoma.

Senator Grantham presiding.

Engrossed HCR 517 was properly signed and ordered returned to the Honorable House.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, March 9, as

provided under the Rules, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 540, as amended.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 516—By McCarty and Skeith.—An Act amending 59 O. S. 1951, § 339, as amended by Section 1, Chapter 8, Title 59, Page 262, Oklahoma Session Laws 1953; relating to the revocation and/or suspension of certificates of registration of registered pharmacists and registered assistant pharmacists; and declaring an emergency.

HB 621—By Huser—An Act relating to fees of sheriffs and constables; amending 28 O. S. 1951, Section 39, as amended by Section 2, Chapter 6A, Title 19, Page 93, Oklahoma Session Laws 1957; eliminating commission for collecting money on sales; and declaring an emergency.

HB 622—By Huser—An Act relating to civil procedure; amending 12 O. S. 1951, § 765; requiring officer selling lands and tenements taken on execution to deposit purchase money with the clerk of the court from which said writ of execution issued; requiring said clerk, after court review of proceedings, to pay said purchase money to the person entitled thereto; and declaring an emergency.

HB 635—By House Professional and Occupational Regulations Committee.—An Act relating to police pensions and retirements; amending 11 O.S. 1951 § 541 which defines terms involved in police insurance and retirement statute; making provisions of such statute applicable to certain cities and towns employing one policeman instead of only those employing two or more; and declaring an emergency.

HB 641—By Shibley, Bullard, Lynch and Stevens of the House and Miskovsky of the Senate—An Act relating to fireworks; defining same; specifying manner of storage, sale and handling; defining fireworks which may be offered for sale in the State; prescribing certain license fees for manufacturers, distributors, jobbers, retailers and salesmen; requiring proof of such licenses; prescribing collection and disposition of said fees; prescribing manner of discharging at fireworks exhibitions and regulations covering same; providing that cities and towns may enact supplemental legislation; establishing dates when approved fireworks may be sold; providing penalties for violation of the Act; making provisions of this Act severable; and providing for future effective date of Act.

HB 688—By Fogarty, Nichols, Howze, Howe, Garrison, Bradley (Tulsa), Levergood, Burnham, Lance, Green, Lynch, McCune, Priebe, Watkins, Hopkins, Mitchell, Murrow, Richardson, Ruby, Shibley, Shipley, Wilcox and Williams (Murray).—An Act relating to marriages; amending 43 O. S. 1951, § 5, which relates to the issuance of marriage licenses, by requiring: Issuance during regular office hours of issuing official; application in person by parties to marriage; certain proof of age; a filing period of not less than three (3) days; by making provisions hereof mandatory; amending 43 O. S. 1951, § 52, which relates to power of county judge to waive requirement of physician's certificate; providing for severability; and declaring an emergency.

HJR 511—By Baggett, Foster, Skaggs, Andrews, Fuller, McCarty and Rogers.—A joint resolution authorizing and directing the State Board of Public Affairs to dedicate and convey to the public for public street purposes certain lands situated in Oklahoma County, and owned by the State of Oklahoma.

HJR 512—By Baggett, Foster, Skaggs,

Andrews, Fuller, McCarty and Rogers—A joint resolution authorizing and directing the State Board of Public Affairs to dedicate and convey to the public for public street purposes certain lands situated in Oklahoma county, and owned by the State of Oklahoma.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 125**, as amended.

HAs to **SB 125** read as follows, and consideration deferred:

AMENDMENT NO. 1—Amend Engrossed Senate Bill No. 125 by adding the following members of the House as co-authors: Avey, Bond (Marshall), Converse, Cooksey, Cox, Craig, Daugherty, Dyer, Forsythe, Goodfellow, Graves, Green, Haworth, Howe, Jones, Jumper, Kardokus, Lance, McCune, Mitchell, Moad, Murrow, Privett, Reneau, Ruby, Sparger, Spraker, Taliaferro, Traw, Vandiver, Wilcox, Williams (Murray), Willis (Cherokee), Willis (Jackson).

AMENDMENT NO. 2—Page 1, Section 1, Line 17, strike the words and figures "Fifty Thousand Dollars (\$50,000.00)" and insert in lieu thereof "Twenty-five Thousand Dollars (\$25,000.00)."

AMENDMENT NO. 3—Page 1, Line 25, adding a Section 2 to read as follows: "SECTION 2. Any surplus funds remaining from the appropriation made by Section 1 of this Act may be transferred, by the State Soil Conservation Board, to the appropriation made to the State Soil Conservation Board for Field Service by Senate Bill No. 102 of the Twenty-sixth Session of the Oklahoma Legislature," and renumbering the remaining sections.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 517, 540 and 597.**

The above numbered Enrolled Bills, 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 515**.

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

President Pro Tempore Garvin presiding.

As provided under the Payne motion, the Senate was declared adjourned to meet on Monday, March 9, 1959, 1:30 p. m.

Thirty-sixth Legislative Day

Monday, March 9, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Breeden, Cowden, Easterly, Fine.—4.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend Leon Davison of Coalgate, Superintendent of Missions of Atoka and Coal Counties Baptist Association.

Senator Payne introduced the following officials from Argentina, together with their escort interpreter, Mr. Donald F. Barnes of the United States Department of State:

Mr. Jose Gregorio JUAREZ, Senator from Tucuman, UCRI Party; Dr. Carlos Alberto LEBRERO, Senator from Santa Cruz, UCRI Party; Dr. Armando Luis TURANO, Senator from Distrito Federal, UCRI Party; and Mr. Emilio R. TOITEVIN, Deputy from Entre Rios, UCRI Party.

Senator Grantham introduced the following Camp Fire Girls from Ponca City and asked unanimous consent, which was

granted, that they be made Honorary Journal Clerks for this legislative day: Jane Foster, Gretchen Luther, Nancy Norris, Hilary Druley, Diana Hankins, Diana Mehring, Sue Wagner, Jane Parker, Candy Godwin, Melissa Grant, Carol Ann Bryant, Pam Hamlin, Joneela Heinze, Ruth Nicolaysen and Jill Mohler.

Senator Mahan introduced Cheri B. Barber, five and one-half year old daughter of Mr. and Mrs. Ray H. Barber, and asked unanimous consent, which was granted, that she be made an Honorary Journal Clerk for this legislative day.

Senator Hall asked unanimous consent, which was granted, that Pamela Rae Pitcher, young daughter of Senator Pitcher, be made an Honorary Page for this legislative day.

The Journal for the last legislative day was declared approved.

FIRST READING

The following Bill was introduced and read the first time:

SB 170—By Wilson (Beckham) and Payne—An Act relating to forestry; creating the Forestry Division of the State Department of Agriculture; transferring the functions and authority of the Forestry Division of the State Planning and Resources Board to that Division; providing generally for the composition of the new division; transferring all Unexpended funds of the old division; providing for implementation of this Act; repealing Section 2, Chapter 12, Title 74, Page 461, Oklahoma Session Laws 1955 (74 O. S. Supp. 1957, § 344.20) and all

laws and parts of laws in conflict herewith; providing for severability; and making this Act effective as of July 1, 1959.

SECOND READING

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

SB 165—Judiciary.

SB 166—State and Federal Government.

SB 167—State and Federal Government.

SB 168—State and Federal Government.

SB 169—Education.

HB 516—Public Health.

HB 621—Judiciary.

HB 622—Judiciary.

HB 635—Insurance.

HB 641—Business and Industry.

HB 688—Judiciary.

HJR 511—State and Federal Government.

HJR 512—State and Federal Government.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 4**.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 36** and **95**.

The above numbered Enrolled bills were referred to the Governor for consideration.

GENERAL ORDER

SB 139, by Land and Miskovsky of the Senate and Johnston, et al of the House, was read and considered.

Upon motion of Senator Land, **SB 139** was advanced to engrossment and third reading.

Upon motion of Senator Land, the rules of the Senate were suspended, and **SB 139** was 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—35.

Nay: Wilson (Beckham).—1.

Excused: Breeden, Cowden, Easterly, Fine.—4.

Not Voting: Collins, Dacus, Harris, Morford.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—34.

Nay: King, Wilson (Beckham).—2.

Excused: Breeden, Cowden, Easterly, Fine.—4.

Not Voting: Collins, Dacus, Harris, Morford.—4.

The emergency was declared passed.

SB 139 was referred for engrossment.

Senators Cowden and Fine asked to be recorded present, which was the order.

GENERAL ORDER

SB 140, by Land and Miskovsky of the Senate and Johnston, et al of the House, was read and considered.

Upon motion of Senator Land, **SB 140** was advanced to engrossment and third reading.

Upon motion of Senator Land, the rules of the Senate were suspended, and **SB 140** 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—39.

Nay: Wilson (Beckham).—1.

Excused: Breeden, Easterly.—2.

Not Voting: Dacus, McClendon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—39.

Nay: Wilson (Beckham).—1.

Excused: Breeden, Easterly.—2.

Not Voting: Dacus, McClendon.—2.

The emergency was declared passed.

SB 140 was referred for engrossment.

Senator Harris asked that the record show him excused until such time as he returns to the Chamber, which was the order.

Senator Berrong asked that the record show Senator Dacus excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 142, by McSpadden, Breeden, Mahan, Land, Grantham, Collins, Pitcher, Hall, Payne, Shoemake, Stipe, Sandlin, Fine, Wilson (Beckham), Hope, Bailey, Cartwright (Bryan), Carrier and Hamilton of the Senate, and Hopkins, et al of the House, was read and considered.

Upon motion of Senator McSpadden, **SB 142** was advanced to engrossment and third reading.

Upon motion of Senator McSpadden, the rules of the Senate were suspended, and **SB 142** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 142 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Breeden, Dacus, Easterly, Harris.—4.

Not Voting: Cartwright (Seminole), Cowden, McClendon, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Field, Fine, Garvin, Grantam, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Breeden, Dacus, Easterly, Harris.—4.

Not Voting: Cartwright (Seminole), Cowden, McClendon, Stipe. 4.

The emergency was declared passed.

SB 142 was referred for engrossment.

GENERAL ORDER

SB 20, by Wilson (Beckham) and Payne of the Senate, and Ogden of the House, was read and considered.

Senator Fine moved that **SB 20** be considered Section by Section, which motion was declared adopted.

Sections 1, 2, 3 and 4 were read and adopted upon motion of Senator Wilson (Beckham).

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

Section 5 was read.

Senator Mahan moved to amend **SB 20**, line 10, page 9, by striking the period and inserting a semi-colon and adding the following: "Provided, however, the only funds which may be expended herein shall be those specifically appropriated by the Legislature and none of the money to the credit of the Welfare Department for old age assistance, child welfare or aid to the blind may be expended herein."

Senator Fine asked unanimous consent, which was granted, to be made a co-author to the Mahan amendment.

The vote occurring on the Mahan-Fine amendment, it was declared failed of adoption.

Senator Wilson (Beckham) asked unanimous consent that further consideration of **SB 20** be temporarily deferred, which was the order.

There being matters on the President's desk for the consideration of the Senate in Executive Session, it was upon motion of Senator Wilson (Beckham) that the Senate closed its doors and went into Executive Session.

*

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

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the executive nomination of W. E. ALLFORD, of McAlester, Oklahoma, as a member of the State Highway Commission, for a term effective upon confirmation and ending February 15, 1967.

The Senate, in executive session and upon motion of Senator Payne, advised and consented to the confirmation of the executive nomination of K. D. BAILEY, of Okmulgee, Oklahoma, as a member of the State Highway Commission, for a term effective upon confirmation and ending February 15, 1967.

The Senate, in executive session and upon motion of Senator Herndon, advised and consented to the confirmation of the executive nomination of J. CLAUDE BRANNON, of Marietta, Oklahoma, as a member of State Soil Conservation Board, for a term effective upon confirmation and ending June 30, 1962.

GENERAL ORDER

Referring further to **SB 20**:

Senator Fine asked unanimous consent, which was granted, that further reading and consideration section by section of **SB 20** be dispensed with.

Senator Field presiding.

Senator Hamilton moved to amend **SB 20**, page 10, by striking lines 5 and 6 and that portion of line 7 before the word "one"; by striking after the word "dentist" the remainder of line 8; by striking line 9 and that portion of line 10 before the word "one"; by striking after the word "Osteopathy" the remainder of line 11; by striking lines 12 and 13 and that portion of line 14 before the word "and" and by striking all of lines 16, 17 and 18, which amendment was declared failed of adoption.

Senator Hamilton moved to amend **SB 20**, line 9, page 11, by adding after the word "year" the following: "Provided further that the maximum number of meeting days per year shall not exceed eight (8) days", which amendment was declared adopted.

Senator Hamilton moved to amend **SB 20**, line 13, page 14, by adding after the word "physician" and before the word "dentist" the word "osteopath", which amendment was declared adopted.

Upon motion of Senator Wilson (Beckham), **SB 20**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended and **SB 20**, as amended, 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:

Aye: Bailey, Baldwin, Boecher, Carrier, Cowden, Dacus, Field, Garvin, Grantham, Hall, Harris, Kerr, King, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—26.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, Herndon, McClendon,

Mahan, Miskovsky, Tipps, Trent, Walker.—14.

Excused: Breeden, Easterly.—2.

Not Voting: Berrong, Hope.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Carrier, Cowden, Dacus, Field, Garvin, Grantham, Hall, Harris, Herndon, Kerr, King, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, McClendon, Mahan, Miskovsky, Trent.—11.

Excused: Breeden, Easterly.—2.

Not Voting: Berrong, Hope.—2.

The emergency was declared passed.

SB 20, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Collins motion, to reconsider the vote by which **SB 76** was passed, it was declared failed of adoption upon a roll call as follows:

Aye: Carrier, Cobb, Collins, Cowden, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Tipps, Walker.—11.

Nay: Allen, Baldwin, Cartwright (Bryan), Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McColgin, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—24.

Excused: Breeden, Easterly.—2.

Not Voting: Bailey, Berrong, Boecher, Cartwright (Seminole), Hope, Morford, Stipe.—7.

SB 76, having previously been signed, it was ordered transmitted to the Honorable House for consideration.

Senator Walker asked to be excused for the remainder of this legislative day, which was the order.

DECLARATION OF VOTES

Senator Dacus asked that the record show, had he been present when the roll call was had on **SBs 139** and **140** he would have voted **AYE** on the bills and emergency sections which was the order.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 639**.

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 **HCR 516**.

The above numbered Enrolled Resolution was 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:

SB 171—By Herndon, Hamilton and McClendon—An Act relating to State mineral properties; amending 74 O. S.

1951, § 360.2, which requires that income from mineral leases of State park, recreational and forestry lands be deposited in the General Fund of the State Treasury, by requiring that such income be used to retire current park bonds, and thereafter for capital improvements of State parks and recreational areas; and declaring an emergency.

SB 172—By Herndon, of the Senate, and Bond (Marshall) of the House—An Act relating to agriculture; amending Section 1, Article 3, Chapter A, Title 2, Page 16, Oklahoma Session Laws 1955 (2 O. S. Supp. 1957, § 3-81) which prohibits certain uses of pesticides, by excepting chemicals injected into stumps or applied to cut-down trees.

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 163—Agriculture — To Appropriations and Budget by previous order.

HB 598—Municipal Government.

DO PASS, as amended:

SB 44—Appropriations and Budget.

SB 159—Agriculture.

HB 538—Appropriations and Budget.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p.m., tomorrow.

Thirty-seventh Legislative Day

Tuesday, March 10, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Breeden, Collins, Easterly.—3.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 126—Education.

SB 130—Education—To Appropriations and Budget by previous order.

SB 152—Judiciary.

SB 160—Judiciary.

HB 566—Business and Industry.

HB 621—Judiciary—Co-authored by Sandlin.

HB 622—Judiciary—Co-authored by Sandlin.

HB 640—Education.

HB 666—Education.

HB 688—Judiciary.

DO PASS, as amended:

HB 636—Judiciary.

HB 637—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 20, 139, 140 and 142 each correctly engrossed.

SCR 4 correctly enrolled.

Engrossed **SBs 20, 139, 140 and 142** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 4** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bill was introduced and read the first time:

SB 173—By Hope and Bailey—An Act making appropriations for the fiscal years ending June 30, 1960 and June 30, 1961, for the purpose of carrying out the provisions of 65 O. S. 1951 §§ 141-147, as amended by 65 O. S. Supp. 1957 §§ 7.1-8.2, in cooperation with the U. S. Government under the terms of Public Law 597, 84th Congress for the purpose of promoting the extension of public li-

brary services to rural areas without such services or with inadequate services; making the appropriations non-fiscal; and declaring an emergency.

SECOND READING

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

SB 170—Agriculture.

SB 171—Parks and Recreation.

SB 172—Agriculture.

PENDING CONSIDERATION OF HA:

Upon motion of Senator Land, the Senate concurred in **HA** to **SB 18**.

SB 18, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Breeden, Collins, Easterly.—3.

Not Voting: Cowden.—1.

The bill, as amended, was declared passed.

House Amendment was properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 515, by McCarty and Skeith, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 515** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Not Voting: Herndon, Pitcher.—2.

Excused: Breeden, Collins, Easterly.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Not Voting: Herndon, Pitcher.—2.

Excused: Breeden, Collins, Easterly.—3.

The emergency was declared passed.

HB 515 was properly signed and ordered returned to Honorable House.

Senator Stipe asked to be shown excused until such time as he returns to the Chamber, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 546 — By Ruby, Davis, Shipley, Sparks and McGahey of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Pardon and Parole Board; providing that the Pardon and Parole officer shall fix the duties and compensations of employees within certain limitations; providing that the appropriation shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 659—By Finch, Ford, Richeson, Wilkerson, Ruby, Allard, Shibley, Briscoe, Larason, Spraker, Bradley (Jefferson), Cole, Foster, Craig, Fuller, Howe, Lance, Ozmun, Reneau and Sparks of the House and Grantham of the Senate—An Act making appropriation for slaughter houses.

The above numbered **HBs** were read for the first time.

Senator Cartwright (Bryan) presiding.

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

PENDING CONSIDERATION OF HAS TO SB 125:

Upon motion of Senator Shoemake, the Senate concurred in **HAs** to **SB 125**.

SB 125, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walk-

er, Wilson (Beckham), Wilson (Greer).—38.

Not Voting: Mahan, Pitcher, Tipps.—3.

Excused: Breeden, Easterly, Stipe.—3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Not Voting: Mahan, Pitcher, Tipps.—3.

Excused: Breeden, Easterly, Stipe.—3.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

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

RESOLUTION

By unanimous consent, **SCR 5** by Miskovsky, McClendon, King, Collins, Harris, Land, Payne and Cobb of the Senate, and Jumper, et al of the House was introduced, following which all members of the Senate were made co-authors.

SCR 5, as co-authored, was read at length as follows, adopted upon motion of Senator Miskovsky and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 5—By Miskovsky, McClendon, King, Collins, Harris, Land, Payne, Cobb, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole),

Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer) of the Senate and Jumper, Jones, Fuller, Skaggs, McCarty, Rogers, Baggett, Andrews, Foster, Mitchell, Finch, Allard, Shibley, Ozmun, Taliaferro, Howard, Hopkins, McGahey, Johnston, Forsythe, McCune, Bradley, Cole, Richeson and Converse, of the House.

A CONCURRENT RESOLUTION RELATING TO THE 1959 OKLAHOMA STATE ESSAY CONTEST SPONSORED BY THE GOVERNOR'S COMMITTEE ON EMPLOYMENT OF THE HANDICAPPED; CONGRATULATING AND COMMENDING THOSE STUDENTS WHO HAVE ACHIEVED TOP RECOGNITION FOR ESSAYS ON THE SUBJECT OF "HIRING THE HANDICAPPED IN OUR TOWN;" DIRECTING A COPY OF THIS RESOLUTION BE MADE A PART OF THE PERMANENT JOURNALS OF THE TWENTY-SEVENTH LEGISLATURE; DIRECTING THAT AUTHENTICATED COPIES OF THIS RESOLUTION BE TRANSMITTED TO EACH OF SAID OUTSTANDING STUDENTS AND TO THEIR RESPECTIVE SCHOOL SUPERINTENDENTS.

WHEREAS, the National Employment of the Physically Handicapped Essay Contest has for ten (10) consecutive years been the only Government-sponsored essay contest approved by the National Association of Secondary-School Principals and the National Catholic Educational Associations; and

WHEREAS, the National Association of Secondary-School Principals has placed said contest on the approved list of National Contests and activities for 1958-1959; and

WHEREAS, through the years, this

essay contest through its sponsors and participants has made a real contribution to a better understanding of the problem of the handicapped, particularly during the current year with the theme "Hiring the Handicapped in our Town;" and

WHEREAS, the Oklahoma State Contest, sponsored by the Governor's Committee on Employment of the Handicapped, was open to all Oklahoma high school juniors and seniors; and

WHEREAS, Governor J. Howard Edmondson has recognized the significance of said essay contest and has actively participated in its administration; and

WHEREAS, said essay contest is one of the most outstanding contests conducted in the State of Oklahoma; and

WHEREAS, certain students hereinafter listed have achieved outstanding recognition for themselves and for their respective high schools by winning top honors in said state essay contest;

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

SECTION 1. That this Twenty-seventh Legislature of the State of Oklahoma hereby congratulates and commends, both individually and collectively, the following outstanding students who have distinguished themselves by writing winning essays in the 1959 Oklahoma State Essay Contest sponsored by the Governor's Committee on Employment of the Handicapped and hereby directs that duly authenticated copies of this Resolution be transmitted to the following:

1. Miss Sandra Malin, Idabel Gray High School, Idabel, Oklahoma, first prize winner, and to Mr. Woodrow Holman, Superintendent of Schools, Idabel;
2. Mr. Stanley Faught, John Marshall

High School, Oklahoma City, runner-up and second-prize winner, and to Mr. Robert B. Cheney, Principal, Oklahoma City;

3. Miss Conchita Cantrell, Stigler High School, third-place winner, and to Mr. Ramon Reno, Superintendent of Schools, Stigler, Oklahoma;

4. Miss Susan Winget, Sapulpa High School, fourth-place winner and to Mr. Noel Vaughn, Superintendent of Schools, Sapulpa, Oklahoma;

5. Miss Gayle Goodner, Classen High School, fifth-place winner, and to Mr. J. Garwin Fleming, Principal, Classen High School, Oklahoma City;

6. Mr. Jack Rhodes, Lawton High School, sixth-place winner, and to Mr. John D. Shoemaker, Superintendent of Schools, Lawton;

7. Mr. Thomas Albert Bailey, Central High School, Tulsa, seventh-place winner, and to Mr. M. M. Black, Principal, Central High School, Tulsa;

8. Mr. Thomas P. Gerrity, Jr., Midwest City High School, eighth-place winner, and to Mr. Oscar Rose, Superintendent of Schools, Midwest City;

9. Miss Herminonne Goldstein, Okmulgee High School, ninth-place winner, and to Mr. James R. Frazier, Superintendent of Schools, Okmulgee, Oklahoma;

10. Miss Fayne Ann Laughlin, Milburn High School, tenth-place winner, and to Mr. E. L. McCreary, Superintendent of Schools, Milburn, Oklahoma.

SECTION 2. BE IT FURTHER RESOLVED, that a copy of this Resolution be made a part of the permanent Journals of this Twenty-seventh Legislature as a token of the appreciation of this Twenty-seventh Legislature for the outstanding accomplishments recited herein.

MESSAGE FROM HOUSE

Advising the signing and returning Enrolled SCR 4.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

HB 598, by McGahey et al was read and considered.

Senators Land and Miskovsky asked to be made co-authors of **HB 598**, which was the order.

Senator Ritzhaupt moved to amend **HB 598**, line 3, page 2, by striking after the word "than" and before the word "according" the words and figures "one hundred thousand (100,000)" and inserting the words and figures "nine thousand (9,000)", which amendment was declared adopted.

Senator McSpadden moved to amend **HB 598**, line 3, page 2, by adding after the word "than" and before the word "according" the words and figures "two thousand (2,000)".

Senator Baldwin moved that **HB 598** be recommitted to Judiciary Committee for further study, which motion, by unanimous consent, he withdrew.

Senator McSpadden, as a substitute for his pending amendment, moved to amend **HB 598**, line 2, page 2, by striking after the word "Oklahoma" the balance of line 2, all of line 3 and line 4 up to and including the word "census" and inserting, "upon a majority vote of all legal voters residing therein", which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, **HB 598**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended and **HB 598**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 598 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, Land, McClendon, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Cartwright (Seminole), Hamilton, King, McColgin.—4.

Excused: Breeden, Easterly.—2.

Not Voting: Carrier, Field, Pitcher, Shoemaker.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, Land, McClendon, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Cartwright (Seminole), Hamilton, King, McColgin.—4.

Excused: Breeden, Easterly.—2.

Not Voting: Carrier, Field, Pitcher, Shoemaker.—4.

The emergency was declared passed.

HB 598, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Mahan motion to reconsider the vote by which **SB 100** was passed, it was declared failed of passage upon a roll call as follows:

Aye: Allen, Cobb, Collins, Fine, Hall, Herndon, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Shoemaker, Stipe, Tipps, Walker.—15.

Nay: Bailey, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Wilson (Beckham), Wilson (Greer).—25.

Excused: Breeden, Easterly.—2.

Not Voting: Baldwin, Boecher.—2.

GENERAL ORDER

SB 13, by Committee on Education, was read and considered.

Senator Morford moved to amend **SB 13**, line 3, page 2, by striking after the word "not" and before the word "than" the word "less" and inserting the word "more" which amendment was declared failed of adoption.

Upon motion of Senator Hamilton, **SB 13** was advanced to engrossment and third reading.

Upon motion of Senator Hamilton, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Greer).—35.

Nay: Bailey, Garvin, Grantham, Morford, Wilson (Beckham).—5.

Excused: Breeden, Easterly.—2.

Not Voting: Carrier, Cowden.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—35.

Nay: Bailey, Garvin, Grantham, Morford, Wilson (Beckham).—5.

Excused: Breeden, Easterly.—2.

Not Voting: Carrier, Cowden.—2.

The emergency was declared passed.

SB 13 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Sandlin asked unanimous consent, which was granted, that consideration of his motion to reconsider the vote by which **SB 98** failed of passage be extended until tomorrow.

Senator Payne moved 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 passage of and returning Engrossed **SB 34**.

The above numbered bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 42**, as amended, and co-authored by Sparkman.

HAs to **SB 42** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, SECTION 1, Line 17, of Engrossed Senate Bill No. 42, by striking "\$98,880.00" in two places and inserting in lieu thereof "\$107,060.00."

AMENDMENT NO. 2. Page 1, SEC-

TION 1, Line 18, by striking "\$25,000.00" in two places and inserting in lieu thereof "\$27,900.00."

AMENDMENT NO. 3. Page 1, SECTION 1, Line 19, by striking \$123,860.00" in two places and inserting in lieu thereof "\$134,860.00."

AMENDMENT NO. 4. Page 1, SECTION 2, Line 25½, changing the figure "\$9,000.00" in both columns entitled "Minimum" and "Maximum" to read \$10,000.00."

AMENDMENT NO. 5. Page 1, SECTION 2, Line 27½, by striking "2", in the column entitled "Authorized", and inserting in lieu thereof "3".

AMENDMENT NO. 6. Page 2, SECTION 2, Amend by striking "22" and inserting in lieu thereof "23".

MESSAGE FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 517**.

The above numbered Enrolled Resolution was 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:

SB 174—By Miskovsky, of the Senate and Andrews, of the House—An Act relating to municipal courts; providing for the establishment of a municipal court in any city having a certain population, and fixing its jurisdiction, powers, duties and procedure, and providing for a judge and other officers and personnel for such court; dealing with the operation of such court; repealing conflicting laws; and declaring an emergency.

SB 175—By Boecher and Field—An Act authorizing Oklahoma Wildlife Conservation Commission to designate and direct members of the Board and/or officers or employees of the Department of Wildlife Conservation to attend wild-

life conservation meetings or conventions inside or outside of the State; authorizing reimbursement for actual expenses incurred while on such trips to such persons on the same basis and rate as travel expenses are allowed by law to State officials or employees while traveling on official business; amending Sec. 2, Ch. 8, Title 29, Session Laws 1957; and declaring an emergency.

SB 176—By Bailey—An Act relating to bailiffs; amending 19 O. S. 1951, § 551, as amended, which relates to appointment and compensation of bailiffs in certain counties, by raising daily pay

for bailiffs to Eight Dollars (\$8.00); providing for severability; 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:

HB 560—Appropriations and Budget.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p.m., tomorrow.

Thirty-eighth Legislative Day

Wednesday, March 11, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Absent: Herndon.—1.

Excused: Breeden, Carrier, Easterly.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Bailey introduced Brad Busch and Jimmy Kuhlman and asked unanimous consent, which was granted, that they be made Honorary Pages for this legislative day.

Senator Sandlin introduced Kenneth Chesnutt from Holdenville and asked that he be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

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:

SJR 15—Economic and Industrial Development—Co-authored by Harris.

SB 137—Public Health—To Appropriations and Budget by previous order.

HB 648—Public Health.

DO PASS, as amended:

SB 39—Economic and Industrial Development.

FIRST READING

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

SJR 17—By Grantham of the Senate and Howe and Green of the House—A Joint Resolution proposing an amendment to Section 4, Article VI, of the Oklahoma Constitution, so as to provide that the Governor, Secretary of State, State Auditor, and State Treasurer shall not be eligible to hold more than two (2) immediately successive terms or parts of terms in such respective office; and ordering a special election.

SB 177—By Wilson (Beckham) and Payne—An Act relating to insurance; amending Section 3621, Article 36, Title 36, Page 368, Oklahoma Session Laws 1957; providing for notice of delinquent premiums during grace period; providing for termination of policy or annuity; and declaring an emergency.

SB 178—By Wilson (Beckham) and Payne — An Act pertaining to motor service clubs; pertaining to licenses to sell service and revocation of license; providing for form, execution, and contents of contracts; providing for solicitation and misrepresentations; providing for company to be bound on contract

contrary to Act; exempting certain persons; fixing penalty for violations; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 173—Education, then Appropriations and Budget.

SB 174—Municipal Government.

SB 175—Game and Fish.

SB 176—Judiciary.

HB 546—Penal Institutions, then to Appropriations and Budget.

HB 659—Business and Industry, then to Appropriations and Budget.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 603—By McCarty and Buckler—An Act relating to juveniles; authorizing the Governor to execute the Interstate Compact on juveniles for and on behalf of the State of Oklahoma, and signifying the approval and ratification of said compact by the Legislature; setting out the terms of said compact; providing for a juvenile compact administrator; authorizing said administrator to promulgate rules and regulations and to enter into supplementary agreements with appropriate officials of other states pursuant to the compact; requiring approval of certain supplementary agreements; authorizing payments necessary to discharge financial obligations imposed upon the State of Oklahoma by the compact or by any supplementary agreement; directing the courts, departments, agencies and officers of this State and its subdivisions to enforce the compact; authorizing other plans or procedures for the return of runaway juveniles; and declaring an emergency.

The above numbered **HB** was read for the first time.

GENERAL ORDER

HB 670, by Sparkman of the House and Hall of the Senate, was read and considered.

Senator King moved to amend **HB 670**, line 10, page 2, by striking the semicolon after the word, "Act" and inserting a period, and striking the remainder of Section 1 and all of Section 2.

Senator Mahan asked that the record show him excused until such time as he returns to the Chamber, which was the order.

Senator Baldwin presiding.

The vote occurring on the King amendment, it was declared failed of adoption.

Upon motion of Senator Hall, **HB 670** was advanced to engrossment and third reading.

Upon motion of Senator Hall, the rules of the Senate were suspended, and **HB 670** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 670 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—35.

Excused: Breeden, Carrier, Easterly, Mahan.—4.

Absent: Herndon.—1.

Not Voting: Cartwright (Seminole), McColgin, Stipe, Wilson (Greer).—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—35.

Excused: Breeden, Carrier, Easterly, Mahan.—4.

Absent: Herndon.—1.

Not Voting: Cartwright (Seminole), McColgin, Stipe, Wilson (Greer).—4.

The emergency was declared passed.

HB 670 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 637 by Murrow, et al of the House and Morford of the Senate, was read and considered.

Upon motion of Senator Morford, **HB 637** was advanced to engrossment and third reading.

Upon motion of Senator Morford, the rules of the Senate were suspended, and **HB 637** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 637 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—34.

Excused: Breeden, Carrier, Easterly, Mahan.—4.

Absent: Herndon.—1.

Not Voting: Cartwright (Seminole), Pitcher, Sandlin, Stipe, Wilson (Greer).—5.

The bill was declared passed.

HB 637 was referred for engrossment.

Senators Land and Miskovsky moved to reconsider the vote by which **HB 598**, as amended, was passed, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—34.

Excused: Breeden, Carrier, Easterly, Mahan.—4.

Absent: Herndon.—1.

Not Voting: Berrong, Cartwright (Seminole), Dacus, Stipe, Wilson (Greer).—5.

Senator Land moved to reconsider the vote by which **HB 598**, as amended, was considered engrossed and placed upon third reading and final passage, which motion prevailed.

Senator Land moved to reconsider the vote by which **HB 598**, as amended, was advanced to engrossment and third reading, which motion prevailed.

GENERAL ORDER

HB 598 was considered further.

Senator McSpadden moved to reconsider the vote by which his amendment to line 2, page 2 was adopted, which motion prevailed.

Senator McSpadden asked unanimous consent, which was granted, that his amendment to line 2, page 2, be ordered withdrawn.

Senator Dacus asked to be shown excused until such time as he returns to the Chamber, which was the order.

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

Senator Ritzhaupt moved to reconsider the vote by which his amendment to line 3, page 2, was adopted, which motion prevailed.

Senator Ritzhaupt asked unanimous consent, which was granted, that his amendment to line 3 page 2 be ordered withdrawn.

Senator McSpadden moved to amend **HB 598**, page 2, line 2, by striking after the word, "Oklahoma," the remainder of line 2, all of lines 3 and 4 up to and including the word, "Census" which amendment was declared adopted.

Senator Land asked unanimous consent that the title to **HB 598** be amended to conform to the body of the bill, which was the order.

Upon motion of Senator Land, **HB 598**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Land, the rules of the Senate were suspended, and **HB 598**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 598 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Collins, Cowden, Field, Fine, Grantham, Hall, Harris, Herndon, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—28.

Nay: Baldwin, Cartwright (Bryan), Cobb, Garvin, Hamilton, King, Wilson (Beckham).—7.

Excused: Breeden, Carrier, Dacus, Easterly, Mahan.—5.

Not Voting: Cartwright (Seminole), Hope, Pitcher, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Collins, Cowden, Field, Fine, Grantham, Hall, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Cartwright (Bryan), Cobb, Garvin, Hamilton, Wilson (Beckham).—5.

Excused: Breeden, Carrier, Dacus, Easterly, Mahan.—5.

Not Voting: Cartwright (Seminole), Hope, Pitcher, Stipe.—4.

The emergency was declared passed.

HB 598, as amended, was referred for engrossment.

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

GENERAL ORDER

HB 636, by Murrow, et al of the House and Morford of the Senate, was read and considered.

Upon motion of Senator Morford, **HB 636** was advanced to engrossment and third reading.

Upon motion of Senator Morford, the rules of the Senate were suspended, and **HB 636** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 636 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, Mc-

Spadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Hamilton.—1.

Excused: Breeden, Carrier, Easterly, Mahan.—4.

Not Voting: Cartwright (Seminole), Hope, Pitcher, Ritzhaupt.—4.

The bill was declared passed.

HB 636 was referred for engrossment.

GENERAL ORDER

HB 592, by Finch, et al of the House and Collins and Stipe of the Senate, was read and considered.

By unanimous consent, upon request of Senator Collins, further consideration of **HB 592** was temporarily deferred.

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

SB 105, by Fine, Hamilton, McClendon, Ritzhaupt, Mahan, Cowden, Trent, Field, Cobb, Collins, Shoemake and Cartwright (Bryan) was read and considered.

Senators Herndon, McSpadden, Allen, Pazoureck, Dacus, Berrong, Bailey, Walker, Land, Miskovsky, Boecher, Wilson (Greer), Kerr, Sandlin, King, McColgin, Harris and Tipps asked to be made co-authors of **SB 105**, which was the order.

Senator Hamilton moved to amend **SB 105**, line 15, page 3, by striking after the word, "of", and before the word, "service," the word, "creditable," and inserting the word, "teaching," which amendment was declared adopted.

Upon motion of Senator Fine, **SB 105**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Fine, the rules of the Senate were suspended, and **SB 105**, as amended, was 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Pitcher.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Pitcher.—1.

The emergency was declared passed.

SB 105, as amended, was referred for engrossment.

GENERAL ORDER

Referring further to **HB 592**:

Upon motion of Senator Collins, **HB 592** was advanced to engrossment and third reading.

Upon motion of Senator Collins, the rules of the Senate were suspended and **HB 592** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 592 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—36.

Nay: Cobb, Garvin, Morford, Wilson (Greer).—4.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Stipe.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—36.

Nay: Cobb, Garvin, Morford, Wilson (Greer).—4.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Stipe.—1.

The emergency was declared passed.

HB 592 was properly signed and ordered returned to Honorable House.

President Pro Tempore Garvin presiding.

GENERAL ORDER

HB 640, by Lance, was read and considered.

Senators Allen, Sandlin, Herndon, Mahan, Fine, Collins, McClendon, Wilson (Greer), Cobb, Field, Boecher and Cowden asked to be made co-authors of **HB 640**, which was the order.

Upon motion of Senator Allen, **HB 640** was advanced to engrossment and third reading.

Upon motion of Senator Allen, the rules of the Senate were suspended and **HB 640** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 640 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Not Voting: Hall, Shoemake.—2.

Excused: Breeden, Carrier, Easterly.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent,

Walker, Wilson (Beckham), Wilson (Greer).—39.

Not Voting: Hall, Shoemake.—2.

Excused: Breeden, Carrier, Easterly.—3.

The emergency was declared passed.

HB 640 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Upon motion of Senator Boecher, **SB 118**, by Boecher of the Senate and Priebe of the House, was ordered withdrawn from the Calendar and re-referred to the Committee on Education.

HB 621, by Huser of the House and Sandlin of the Senate, was read and considered.

Upon motion of Senator Sandlin, **HB 621** was advanced to engrossment and third reading.

Upon motion of Senator Sandlin, the rules of the Senate were suspended and **HB 621** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 621 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Bailey, Collins.—2.

The bill was declared passed.

Senator Sandlin asked unanimous

consent, which was granted, that the emergency section to **HB 621** be stricken and the title amended to conform.

HB 621, as amended, was ordered referred for engrossment.

GENERAL ORDER

HB 622, by Huser of the House and Sandlin of the Senate, was read and considered.

Upon motion of Senator Sandlin, **HB 622** was advanced to engrossment and third reading.

Upon motion of Senator Sandlin, the rules of the Senate were suspended and **HB 622** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 622 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows.

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Bailey, Collins.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin,

Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Bailey, Collins.—2.

The emergency was declared passed.

HB 622 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 126, by Committee on Education, was read and considered.

Senator Ritzhaupt moved to amend **SB 126**, line 2, page 2, by striking after the word "expenses" the word "and" and all of lines 3 and 4, which amendment was declared adopted, upon motion of Senator McClendon.

Upon motion of Senator McClendon, **SB 126**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator McClendon, 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:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grant-ham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Baldwin, Cartwright (Seminole), Hall, Hope, Shoemake.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grant-ham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Breeden, Carrier, Easterly.—3.

Not Voting: Baldwin, Cartwright (Seminole), Hall, Hope, Shoemake.—5.

The emergency was declared passed.

SB 126, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Sandlin asked unanimous consent, which was granted, that consideration of his motion to reconsider the vote by which **SB 98** failed of passage be extended until Monday, March 16, 1959.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 179—By Miskovsky—An Act relating to the listing and assessment of taxable real property and taxable tangible personal property; amending Sections 15.8 and 15.24 of Title 68, Oklahoma Statutes 1951; imposing certain duties upon the county assessor and the county board of equalization of each county and the State Board of Equalization, in connection with the assessment, and equalization of the valuation, of such property, and making such duties

mandatory; and declaring an emergency.

SB 180—By Trent—An Act relating to the public schools of Oklahoma; dealing with school residence and education of children in State institutions and the payment of State aid; amending 70 O. S. 1951 § 1-14, as amended, and Paragraph o. of Subdivision 1 of 70 O. S. 1951 § 18-4, as amended; fixing effective date of Act; 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 106—County Government.

HJR 511—State and Federal Government.

HJR 512—State and Federal Government.

DO PASS, as amended:

SB 51—Appropriations and Budget.

SB 93—County Government.

HB 553—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 5, **SBs 13**, **100** and **HB 637** each correctly engrossed.

SBs 18, **34** and **125** each correctly enrolled.

Engrossed **SCR 5** and Engrossed **SBs 13** and **100** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HB 637**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 18**, **34** and **125**, 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 passage of and returning Engrossed **SB 31**, as amended.

IIAs to **SB 31** read as follows, and consideration deferred:

AMENDMENT NO. 1. Page 1, SECTION 1, Line 17, of Engrossed Senate Bill No. 31, by striking "2,860.00" in two places and inserting in lieu thereof "3,100.00."

AMENDMENT NO. 2. Page 1, SECTION 1, Line 18, by striking "800.00" and "1,800.00" in two places and inserting in lieu thereof "1,500.00."

AMENDMENT NO. 3. Page 1, SECTION 1, Line 19, by striking "\$12,475.00" and "\$13,475.00" in two places and inserting in lieu thereof "\$13,415.00."

AMENDMENT NO. 4. Page 1, SECTION 3, Line 33, by striking "Purchase of Automobile for Lieutenant Governor, \$3,000.00" and inserting in lieu thereof "Purchase and Maintenance of Automobile for Lieutenant Governor, \$6,000.00."

MESSAGES FROM THE HOUSE

Advising fourth reading and transmitting Enrolled **HB 515**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE GOVERNOR

Advising approval by him, March 11, 1959, of Enrolled **SBs** Nos. **36** and **95** entitled:

ENROLLED SENATE BILL NO. 36—By Miskovsky and Cartwright (Seminoles) of the Senate.

AN ACT CHANGING THE NAME OF THE CRIMINAL COURT OF APPEALS TO THE COURT OF CRIM-

INAL APPEALS; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 95
—By Berrong of the Senate and Richeson of the House.

AN ACT AMENDING SECTION 1, CHAPTER 10, TITLE 26, PAGE 186, OKLAHOMA SESSION LAWS 1957; AUTHORIZING ABSENTEE VOTING

IN AN AUTHORIZED SPECIAL ELECTION TO FILL A VACANCY IN THE OFFICE OF A MEMBER OF THE OKLAHOMA LEGISLATURE; AND DECLARING AN EMERGENCY.

As provided under the Payne motion, the Senate was declared adjourned to meet at 11:00 a. m., tomorrow.

Thirty-ninth Legislative Day

Thursday, March 12, 1959

Pursuant to adjournment, the Senate met at 11:00 a.m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer). 34.

Excused: Baldwin, Breeden, Carrier, Cobb, Cowden, Easterly, Herndon, Mahan, Payne, Tipps.—10.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Grantham introduced Danny Burns from Stillwater and David Burns from Ponca City and asked that they be made Honorary Pages for this legislative day, which was the order.

Senator Stipe introduced Denny Van Hooser and Larry Gossett of McAlester, and asked that they be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

JOURNAL CORRECTION

Senator Cartwright (Seminole), after making the following comments, asked unanimous consent, which was granted, to correct the Journal, 36th Legislative

day to show he voted NAY on SB 20 and the emergency section thereto:

"Mr. President and Gentlemen of the Senate:

I wish to call your attention to an error in the Senate Journal, under date of Monday, March 9, 1959, wherein it records me as voting AYE on the passage of SB 20 and AYE on the emergency clause, when in truth and fact I voted NAY on both the passage of the bill and the emergency.

This is an unfortunate error, since it is well known in this Senate my views on diversion of funds from the Public Welfare Department of this State. I have voted NAY on all such measures in this session as well as prior sessions. My vote has always been known. It was on this Bill No. 20.

Therefore, it is my desire and I ask unanimous consent that the records and the Journal of the Senate be corrected to show my true vote; that I be correctly shown as voting NAY on passage of SB 20 and NAY on the emergency clause of said SB 20.

CARTWRIGHT (Seminole)."

Senator Wilson (Beckham) moved that the Honorable House be requested to return Engrossed SB 20 for the further consideration of the emergency, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 539—By Ruby and Davis of the House, and Hope and Bailey of the Senate—An Act making an appropria-

tion to the Department of Commerce and Industry; providing for the payment of expenses incident to the operation of the Department; providing for the salary of the Director and other employees; making the appropriation non-fiscal; making the provisions of this Act severable; and declaring an emergency.

The above numbered **HB** was read for the first time.

Senator Hope presiding.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs** 18, 34, 125.

The above numbered Enrolled Bills were referred to the Governor for consideration.

Senator Kerr asked to be shown excused for the remainder of this legislative day, which was the order.

COMMITTEE REPORTS

The following bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 626—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 105, 126 and **HBs** 598, 621 and 636 each correctly engrossed.

Engrossed **SBs** 105 and 126 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs** 598, 621 and 636, each as amended, were properly signed and ordered returned to the Honorable House.

FIRST READING

The following bills were introduced and read the first time:

SB 181—By Pazoureck of the Senate, and Watkins, of the House—An Act relating to the public schools of Okla-

homa; providing certain school districts maintaining school outside district during school year 1958-59 because of destruction of school building shall be deemed to have maintained school within district for purposes of State aid, accreditation, prevention of involuntary disorganization, legal average daily attendance and other purposes; and declaring an emergency.

SB 182—By Cartwright (Seminole), and Harris—An Act relating to the State Highway Commission and the Department of Highways; amending 69 O. S. 1951, § 20.2, as amended by Section 1, Chapter 1c, Title 69, Page 351, Oklahoma Session Laws 1953 (69 O. S. Supp. 1957, § 20.2), § 20.3, § 20.5, § 20.6, as amended by Section 1, Chapter 1d, Title 69, Page 352, Oklahoma Session Laws 1953 (69 O. S. Supp. 1957, § 20.6), and § 20.7; providing for the number of members of said Commission; prescribing qualifications; providing the manner and method of appointment and confirmation; prescribing terms of office and providing removal for cause; directing payment of salary and reimbursement for actual expenses; prohibiting political activities by members of the Commission and employees of the Department; prohibiting members of the Commission from holding other elective or appointive office; providing that members of the Commission and employees of the Department shall not be interested in certain contracts; prescribing powers and duties of the Commission; creating the offices of State Highway Director and Executive Secretary and prescribing powers and duties; providing qualifications for certain officers; authorizing appointment of officers and employees of the Department; creating certain boards and divisions within the Department and prescribing powers and duties; authorizing the Commission to create additional divisions; directing the establishment of a merit system within the Department and providing tenure for

employees on the basis of merit and fitness without regard to political influence and affiliation; making the provisions of this Act severable; repealing conflicting laws; and declaring an emergency.

SB 183—By Insurance Committee—An Act relating to the investment of funds of domestic insurance companies; amending Section 1616 of Title 36, Oklahoma Statutes Annotated, the same being Section 1616 of Article 16 of Title 36 Session Laws 1957; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 177—Insurance.

SB 178—Insurance.

SB 179—Revenue and Taxation.

SB 180—Education.

SJR 17—State and Federal Government.

HB 603—State and Federal Government.

Senator Hamilton presiding.

Senator McClendon asked to be shown excused for the remainder of this legislative day, which was the order.

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

GENERAL ORDER

HB 534, by Meacham of the House and Wilson (Beckham) of the Senate, was read and considered.

Upon motion of Senator Wilson (Beckham), **HB 534** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **HB 534** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 534 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Breeden, Carrier, Cobb, Cowden, Easterly, Kerr, McClendon, Mahan, Payne, Tipps.—11.

Not Voting: Allen, Pitcher, Ritzhaupt.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Breeden, Carrier, Cobb, Cowden, Easterly, Kerr, McClendon, Mahan, Payne, Tipps.—11.

Not Voting: Allen, Pitcher, Ritzhaupt.—3.

The emergency was declared passed.

HB 534 was properly signed and ordered returned to Honorable House.

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

GENERAL ORDER

SB 93, by Grantham of the Senate and Howe, et al of the House, was read and considered.

Senators Miskovsky and Stipe asked to be made co-authors of **SB 93**, which was the order.

Senator Boecher moved to amend **SB 93**, page 2, by striking Section 2 and renumbering the succeeding sections, which amendment was declared adopted.

Upon motion of Senator Grantham, **SB 93**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Grantham, the rules of the Senate were suspended, and **SB 93**, as amended, 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:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Collins, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Baldwin, Breeden, Carrier, Cobb, Cowden, Easterly, Kerr, McClen- don, Mahan, Payne.—10.

Not Voting: Cartwright (Seminole).—1.

The bill was declared passed.

On the question of passage of emer- gency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Collins, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Baldwin, Breeden, Carrier,

Cobb, Cowden, Easterly, Kerr, McClen- don, Mahan, Payne.—10.

Not Voting: Cartwright (Seminole).—1.

The emergency was declared passed.

SB 93, as amended, was referred for engrossment.

Senator Collins presiding.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 519—By Vandiver and Traw of the House and Hamilton of the Senate—A Concurrent Resolution commending and congratulating the Howe High School girls' basketball team and their coach, Noel D. Babb, upon winning the Class "B" State Basketball Championship.

HCR 520—By Shibley, Foster and Rog- ers of the House and Miskovsky of the Senate—A Concurrent Resolution recog- nizing the Eastern Orthodox Church as a major faith in the State of Oklahoma.

Senator Boecher asked unanimous consent, which was granted, that con- sideration of **HCR 520** be deferred for this legislative day.

Senator Hamilton asked for immediate consideration of **HCR 519**, which was the order, and the Resolution was read at length as follows and adopted upon his motion:

ENGROSSED HOUSE CONCUR- RENT RESOLUTION NO. 519—By Van- diver and Traw of the House and Hamil- ton of the Senate.

A CONCURRENT RESOLUTION COMMENDING AND CONGRATULAT- ING THE HOWE HIGH SCHOOL GIRLS' BASKETBALL TEAM AND THEIR COACH, NOEL D. BABB, UPON WINNING THE CLASS "B" STATE BASKETBALL CHAMPION- SHIP.

WHEREAS, the Howe High School Girls' Basketball Team has climaxed an

outstanding basketball season by their 48-35 victory over the Gate High School Girls' Basketball Team to win the Class "B" State Basketball finals; and

WHEREAS, such achievement has made evident the considerable degree of athletic talent possessed by the Howe High School Girls' Basketball Team; and

WHEREAS, such achievement and the teamwork involved reflect the superb accomplishment of Noel D. Babb, the coach of this team; and

WHEREAS, it is the custom of this Honorable Body to recognize sterling performances of outstanding athletic prowess:

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

THAT, the members of the Howe High School Girls' Basketball Team, Anna Jones, Carolyn Armstrong, Mary Ann Goeske, Mary Driver, Lorella Davis, Earlene Hall, Ionia Montgomery, Mary Bandy, Gail Sliger, Carolyn Dommott, Kay Dickerson and Erma Hall, and their coach, Noel D. Babb, be commended and congratulated upon winning the Class "B" Basketball Championship.

BE IT FURTHER RESOLVED that duly authenticated copies of this Resolution be presented to Superintendent John E. Glenn, Coach Noel D. Babb, and to each member of the Howe High School Girls' Basketball Team.

Engrossed **HCR 519** was properly signed and ordered returned to the Honorable House.

Senator Hamilton presiding.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 518—By Nance, Bullard, Davis,

Sparkman, Willis (Cherokee), Wilcox, Johnston, McCune, Daugherty, Jones, Ford, Willis (Jackson), Wheatley, Bradley (Tulsa) and Hopkins—A Concurrent Resolution adopting a statement of policy and action for the Lieutenant Governor; recognizing and approving promotional and educational endeavors expressing emphasis and accent on youth; authorizing monetary remuneration from office appropriations for travel, per diem, and other necessary expenses permitted by law for the officer; requiring maximum services in promotional endeavors; directing journal entries; and directing distribution of resolution.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that **HCR 518** be referred to the Committee on Senate and Legislative Affairs.

PENDING CONSIDERATION OF HAS

Senator Tipps moved that the Senate concur in **HAS** to **SB 91**, which motion was declared adopted.

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:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Seminole), Collins, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Baldwin, Breeden, Carrier, Cobb, Cowden, Easterly, Kerr, McClendon, Mahan, Payne.—10.

Not Voting: Cartwright (Bryan), Hall, Morford.—3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Seminole), Collins, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Baldwin, Breeden, Carrier, Cobb, Cowden, Easterly, Kerr, McClen-
don, Mahan, Payne.—10.

Not Voting: Cartwright (Bryan), Hall, Morford.—3.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Wilson (Beckham), the Senate was declared adjourned to meet as provided under the Rules on Monday, March 16, 1959—1:30 p. m.

Fortieth Legislative Day

Monday, March 16, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Ber-rong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Breeden, Cobb, Collins, Cowden, Dacus, McClendon, Miskovsky.—7.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend Thomas J. Spence, Superintendent of Missions of Jackson-Greer-Harmon Baptist Association, and Chaplain of the Southwest Baptist Hospital, Mangum.

Senator McSpadden asked unanimous consent, which was granted, that young A. J. McGuire, be made an Honorary Page for this legislative day.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following Communication was read, and by unanimous consent, upon request of Senator Field is herewith incorporated in the Journal:

March 16, 1959

Senator Harold T. Garvin
President Pro Tempore
State Senate

Dear Senator Garvin:

The sentiment and words of respect contained in **SR 28**, adopted by the Oklahoma State Senate on February 26, in memory of my husband, J. K. Henry, helps heal my sorrowing heart over his passing.

I want to thank individual members of the Senate for considerations shown Kay during the last years of his life and to assure you that I, personally, shall always have a deep appreciation for the Oklahoma State Senate.

Most sincerely,
Mrs. J. K. Henry

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 93 correctly engrossed.

SB 91 correctly enrolled.

Engrossed **SB 93** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 91**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bills were introduced and read the first time:

SB 184—By Stipe—An Act relating to jurors; amending 38 O. S. 1951 § 28,

as amended, which prescribes the qualifications and exemptions for jury duty, by deleting therefrom the provision disqualifying persons having custody of prisoners, and clarifying the term "jailers"; and declaring an emergency.

SB 185—By Hamilton—An Act relating to boards of education of independent school districts in which cities are located; amending paragraphs (a) of 70 O. S. 1951 § 4-7, as amended; making residential restrictions and requirements of members of boards of education and regulating candidacies for election thereas; and declaring an emergency.

SB 186—By Hamilton—An Act relating to payment of state aid to school districts; providing for payment of state aid for qualified tradesmen and technicians, not having college degrees, in vocational trade and industrial educational program or approved area vocational program; fixing effective date of Act; and declaring an emergency.

SB 187—By Berrong—An Act relating to purchase of state motor vehicles; requiring trade in or exchange in certain instances; exempting State Highway Commission from provisions of Act on certain motor vehicles; requiring sale of presently state owned vehicles in certain instances; providing penalties for violations; declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 181—Education.

SB 182—Roads and Highways.

SB 183—Insurance.

HB 539—Economic and Industrial Development, then to Appropriations and Budget.

GENERAL ORDER

SB 71, by Harris, was read and considered.

Senator Hamilton moved to amend

SB 71, lines 4 and 5, page 2, by striking the words and figures, "five thousand (5,000)," and inserting the words and figures, "two thousand (2,000)," which amendment was declared adopted.

Upon motion of Senator Harris, **SB 71**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Harris, the rules of the Senate were suspended, and **SB 71**, as amended, was considered engrossed and placed upon third reading and final passage.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Breeden, Cobb, Collins, Cowden, Dacus, McClendon, Miskovsky.—7.

Not Voting: Hall, McSpadden, Mahan, Pitcher, Trent.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Breeden, Cobb, Collins, Cowden, Dacus, McClendon, Miskovsky.—7.

Not Voting: Hall, McSpadden, Mahan, Pitcher, Trent.—5.

The emergency was declared passed.

SB 71, as amended, was referred for engrossment.

Senators McClendon, Cowden and Dacus asked to be recorded present, which was the order.

GENERAL ORDER

HB 566, by Skeith, et al of the House, and Field of the Senate, was read and considered.

By unanimous consent, upon request of Senator Field, further consideration of **HB 566** was deferred for this legislative day.

HB 589, by Baggett, et al of the House, and Miskovsky, Ritzhaupt, Grantham and Morford of the Senate, was read and considered.

Senators Sandlin, Cowden, McColgin, Herndon, Stipe, Mahan, Dacus, Baldwin, Payne, Shoemake, Cartwright (Bryan), Berrong and Bailey asked unanimous consent to be made co-authors of **HB 589**, which was the order.

Upon motion of Senator Hope, **HB 589**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 589**, as co-authored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 589 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Breeden, Cobb, Collins, Miskovsky.—4.

Not Voting: McSpadden, Trent.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Breeden, Cobb, Collins, Miskovsky.—4.

Not Voting: McSpadden, Trent.—2.

The emergency was declared passed.

HB 589 was referred for engrossment.

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

GENERAL ORDER

HB 544, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 544** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 544** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 544 was read for the third time at length.

On the question of passage of bill, the roll resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris,

Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson, (Greer).—40.

Excused: Breeden, Cobb, Miskovsky.—3.

Not Voting: Ritzhaupt.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson, (Greer).—40.

Excused: Breeden, Cobb, Miskovsky.—3.

Not Voting: Ritzhaupt.—1.

The emergency was declared passed.

HB 544 was properly signed and ordered returned to Honorable House.

Senator Payne observed sitting in the Senate gallery and introduced Oklahoma's First Lady, Mrs. J. Howard Edmondson, the Governor's mother, Mrs. E. A. Edmondson, and sister, Miss Molly Edmondson, both of Muskogee, Mrs. L. S. Greer and Mrs. Jack L. Harris of Oklahoma City, both second cousins of the Governor.

Senator Fine asked unanimous consent that the First Lady and her party be escorted to the Senate Chamber and be given the privileges of the Floor, which was the order.

President Pro Tempore Garvin appointed Senators Fine, Payne and Baldwin as a committee to escort the special guests to the Floor of the Senate.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 689—By Fuller and Ruby—An Act relating to certain variances in names of persons in instruments, court proceedings and decrees affecting title to real estate; declaring that the persons referred to by one of such variant names shall be presumed to be the same as the person referred to by the other; providing that the record of such instruments shall constitute constructive notice and that such instruments or copies of the record thereof may be received in evidence in the same manner as instruments without such variations in names; and repealing Sections 51 and 52, Title 16, Oklahoma Statutes annotated.

HB 702—By Willis (Cherokee), Langley, Wilcox, Bower, Bradley (Tulsa), Clark, Daugherty, Ford, Hopkins, Mitchell, Mountford, Odom (Wagoner), Poynor, Richardson, Sparger, Spraker, Traw and Watkins—An Act relating to elections; providing circumstances under which ballot boxes may be opened for the purpose of counting ballots; amending 26 O. S. 1951, Section 367; and declaring an emergency.

HB 705—By Garrison, Lollar and Wheatley of the House and Mahan of the Senate—An Act pertaining to expenditures from court funds; amending 62 O. S. 1951, § 323, pertaining to payment for courthouse repair and maintenance out of court funds, by correcting the numerical designation of that Section, and by allowing such repairs to be authorized by a majority of certain elected officials; and declaring an emergency.

HB 716—By Romang—An Act authorizing the Board of County Commissioners to lease any tract of the county not needed, for a term not exceeding ten years; and declaring an emergency.

The above numbered **HBs** were read for the first time.

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

GENERAL ORDER

HB 560, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 560** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Hamilton.—1.

Excused: Breeden, Miskovsky.—2.

Not Voting: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt,

Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Hamilton.—1.

Excused: Breeden, Miskovsky.—2.

Not Voting: Carrier.—1.

The emergency was declared passed.

HB 560 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 626, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 626** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 626** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 626 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Miskovsky.—2.

Not Voting: Carrier, Cobb, Harris.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden,

Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Miskovsky.—2.

Not Voting: Carrier, Cobb, Harris.—3.

The emergency was declared passed.

HB 626 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 538, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 538** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 538** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 538 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Breeden, Miskovsky.—2.

Not Voting: Carrier, Harris, Pitcher, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Miskovsky.—2.

Not Voting: Carrier, Harris, Pitcher.—3.

The emergency was declared passed.

HB 538 was referred for engrossment.

Senator Cartwright (Bryan) presiding.

GENERAL ORDER

SB 44, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Senators Allen, Grantham, Stipe and Walker asked to be made co-authors of **SB 44**, which was the order.

Upon motion of Senator Hope, **SB 44**, as coauthored, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 44**, as coauthored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 44 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris,

Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson, (Greer).—40.

Excused: Breeden, Miskovsky.—2.

Not Voting: Carrier, Pitcher.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson, (Greer).—40.

Excused: Breeden, Miskovsky.—2.

Not Voting: Carrier, Pitcher.—2.

The emergency was declared passed.

SB 44 was referred for engrossment.

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

GENERAL ORDER

SB 51, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 51** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 51** 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Tipps.—1.

Excused: Breeden.—1.

Not Voting: Carrier, Pitcher.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Tipps.—1.

Excused: Breeden.—1.

Not Voting: Carrier, Pitcher.—2.

The emergency was declared passed.

SB 51 was referred for engrossment.

GENERAL ORDER

HB 684, by Mountford, was read and considered.

Senator Easterly moved to amend **HB 684** by adding a new section to be known as SECTION 2 and to re-number SECTION 2 of the bill SECTION 3, said SECTION 2 to be as follows: "SECTION 2. It shall be unlawful for the court clerk of any county of this state to sell, offer for sale or permit the sale of any paper or instrument relating, directly or indirectly, to marriage license issued from the office of said

court clerk. Any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00), or by imprisonment in the county jail for not less than five (5) days nor more than ten (10) days, or by both such fine and imprisonment."

Senator Easterly asked unanimous consent to amend his amendment by striking the period after the word, "clerk," and adding the words, "except the license herein provided," which was the order.

The vote occurring on the Easterly amendment, as amended, it was declared adopted.

Senator Easterly moved to amend the title of **HB 684** by inserting after the words and figures, "Five Dollars (\$5.00); and before the words "AND DECLARING AN EMERGENCY," the following language: "MAKING IT UNLAWFUL FOR THE COURT CLERK OF ANY COUNTY OF THIS STATE TO SELL, OFFER FOR SALE OR PERMIT THE SALE OF ANY PAPER OR INSTRUMENT RELATING, DIRECTLY OR INDIRECTLY, TO MARRIAGE LICENSES EXCEPT THE MARRIAGE LICENSE ISSUED FROM THE OFFICE OF SAID COURT CLERK; PROVIDING PENALTIES." which amendment was declared adopted.

Upon motion of Senator Hall, **HB 684**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hall, the rules of the Senate were suspended, and **HB 684**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 684 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McColgin, Mahan, Payne, Pitcher, Ritzhaupt, Sandlin, Stipe, Trent, Walker, Wilson (Beckham).—21.

Nay: Allen, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Harris, McClenodon, McSpadden, Miskovsky, Morford, Pazoureck, Shoemake, Tipps, Wilson (Greer).—17.

Excused: Breeden.—1.

Not Voting: Bailey, Baldwin, Carrier, Collins, Herndon.—5.

The bill was declared failed of passage.

RESOLUTION

By unanimous consent, Senator Miskovsky introduced the following Resolution:

SCR 6 — By Miskovsky — A Concurrent Resolution Providing that, upon Adjournment of the Senate of the Twenty-Seventh Oklahoma Legislature, and upon Adjournment of the House of Representatives of the Twenty-Seventh Oklahoma Legislature on Thursday, the Twenty-Sixth Day of March, 1959, the Respective Houses of the Twenty-Seventh Oklahoma Legislature shall stand Adjourned until One O'clock P. M. on Wednesday, the Eighth Day of April, 1959, in Order to facilitate the Business of Said Session of the Legislature and the Proper Performance of the Legislative Functions.

Senator Hamilton presiding.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Stipe moved to reconsider the vote by which **HB 684** failed of passage.

GENERAL ORDER

SB 17, by Grantham, Shoemake and

Miskovsky of the Senate and Howe and Green of the House, was read and considered.

Senator Grantham moved to amend **SB 17**, line 15, page 2, by adding after the word "Act" at the close of Section 4 a new Section to be numbered Section 5 and to read as follows: "Section 5. The provisions of this Act shall not apply to any business engaged in the sale of groceries, meats, vegetables or food products if said place of business is located within two (2) miles of any lake owned and controlled by the State of Oklahoma or any Department thereof or owned and controlled by the United States of America or any Department thereof." That all other sections of the Act following Section 5 be renumbered and that the title of the Act be amended to correspond to the body of the Act.

Senator Grantham asked unanimous consent, which was granted, to amend his amendment by adding the words "or Agency" after the word "Department" wherever it appears in the amendment.

Senator Grantham asked unanimous consent, which was granted, to add after the word "thereof" at the end of Section 5 the words "or any lake owned and operated by any municipality".

Senator Cowden asked unanimous consent, to which Senator Walker objected, to amend the Grantham amendment by striking the words and figure "two (2) miles" and inserting the words and figure "five (5) miles".

Senator Cowden moved to amend the Grantham amendment by striking the words and figure "two (2) miles" and inserting the words and figure "five (5) miles", which amendment by unanimous consent he withdrew.

The vote occurring on the Grantham amendment, as amended, it was declared adopted.

Senator Baldwin moved to amend **SB 17**, line 3, page 1, by adding after the word "Sunday" a comma and adding the

following language, to wit: "except, an owner or manager of a store selling said food products may sell said products on Sunday provided the owner or manager, his wife, his son, his daughter, or a ward placed under his control by the County Court, shall be the only person or persons allowed to work therein"; and by striking Section 6 of the bill.

Senator Grantham moved to table the Baldwin amendment, which motion failed of adoption.

The vote occurring on the Baldwin amendment, it was declared adopted.

Senator Pitcher moved to amend **SB 17**, by striking Section 1 and inserting in lieu thereof the following: "Section 1. Cities and towns may, by ordinance, make it unlawful to sell groceries, meats, vegetables and all food or food products on Sunday", which amendment was declared adopted.

Senator Cartwright (Seminole) moved to amend **SB 17**, by striking all of Section 3.

Senator Grantham moved to table the Cartwright (Seminole) amendment, which motion was declared failed of adoption.

The vote occurring on the Cartwright (Seminole) amendment it was declared adopted.

Senator Ritzhaupt moved that further consideration of **SB 17** be indefinitely postponed.

Senator Miskovsky, as a substitute, asked unanimous consent to which Senator Ritzhaupt objected, to refer **SB 17** to Municipal Government Committee, with instructions that the bill be amended to provide for municipal option.

Senator Miskovsky, as a substitute, moved that **SB 17** be referred to the Committee on Municipal Government, with instructions that the bill be amended to provide for municipal option, which motion was declared adopted.

Senators McSpadden and Bailey asked to be shown excused until such time as

they can return to the Chamber, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring on the Sandlin motion, to reconsider the vote by which **SB 98** failed of passage, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Carrier, Easterly, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Sandlin, Trent, Wilson (Beckham), Wilson (Greer).—19.

Nay: Allen, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Herndon, Hope, Mahan, Miskovsky, Ritzhaupt, Shoemake, Stipe, Tipps, Walker.—19.

Excused: Bailey, Breeden, McSpadden.—3.

Not Voting: Boecher, McClendon, Pitcher.—3.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 521**.

Senator Hope asked that **HCR 521** be taken up for immediate consideration, which was the order, following which Senators Baldwin, Cobb, Stipe, Dacus, Cartwright (Seminole), Cartwright (Bryan), Cowden, Tipps, Herndon, Collins, Miskovsky, Mahan, Walker, Allen and Garvin asked to be made co-authors of the Resolution, which was the order.

HCR 521, as co-authored, was read at length as follows and adopted upon motion of Senator Hope:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 521 By Ham and Daniel of the House and Hope, Baldwin, Cobb, Stipe, Dacus, Cartwright (Seminole), Cartwright (Bryan), Cowden, Tipps, Herndon, Collins, Miskovsky, Mahan, Walker, Allen and Garvin of the Senate.

A RESOLUTION CONGRATULAT-

ING THE GIRLS' BASKETBALL TEAM OF ELMORE CITY AND THEIR COACH FOR THEIR NOTABLE ACHIEVEMENT IN THE FIELD OF ATHLETICS.

WHEREAS, the Girls' Basketball Team of Elmore City Highschool did, on March 7, 1959, capture the Class A Girls' Championship Crown during the State Tournament held at our State's Capital City; and

WHEREAS, the Badgerettes, in their final 43-40 sweep of the tournament, remained undefeated for the year and clinched their 35th consecutive victory in this hard fought duel against a worthy opponent; and

WHEREAS, the Badgerettes did achieve this Crown in their first attempt at having played in the finals of this State Tournament; and

WHEREAS, this Legislative Body wishes to pay deserving tribute to the many victories and team achievements of these representatives of one of our finer schools.

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

SECTION 1. That the said Elmore City Girls' Basketball Team and its justifiably proud coach, Charles Burnett, be congratulated for their winning the 1959 Class A Girls' Basketball Championship.

SECTION 2. That duly authenticated copies of this Resolution be forwarded to the following team members:

1. Marquitta Stubblefield
2. Alene Hayes
3. Sue Emberlin
4. Leona Moore
5. Ola Ruth Golden
6. Glenda Blankenship
7. Floy May Bullard

8. Joan Woolsey
9. Patricia Guthrie
10. Bonnie Moore
11. Wanda Ready
12. Carol Woolsey

SECTION 3. That duly authenticated copies of said Resolution be forwarded to Coach Charles Burnett, Principal Paul Sandman, and Superintendent of Schools Mr. Leslie Fisher.

HCR 521, as co-authored, was properly signed and ordered returned to the Honorable House.

Senators Sandlin and Dacus asked to be shown excused for the remainder of this legislative day, which was the order.

FIRST READING

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

SJR 18—By Allen—A Joint Resolution relating to legislative procedures; authorizing, under certain conditions, the filing by members and members-elect of legislative bills and resolutions prior to each regular legislative session; imposing certain duties upon the Secretary of the Senate and the Chief Clerk of the House of Representatives in relation thereto; establishing priority of and providing procedure for first reading of said pre-filed bills and resolutions upon convening of the legislature; and requiring consecutive numbering of bills and resolutions introduced after convening of the legislature with bills and resolutions pre-filed under the provisions of this Resolution.

SB 188—By Tipps—An Act to provide, in the event of attack upon the United States, for the continuity of the legislative functions of the Government of the State; by providing for emergency interim succession to legislative offices; providing certain definitions; stating qualifications, status, and term of emergency interim successors; providing con-

tingent method of designating emergency interim successors; providing for recording and publication of emergency interim successor's name, address, and order of succession; oath of office for emergency interim successors and their duties; providing for the convening and change of meeting place of the legislature in event of attack; assumption of powers and duty of legislator, privileges, immunities and compensation of emergency interim successors; providing for termination of operation of provisions of this Act; providing for severability; making the provisions of this Act cumulative to existing laws; and declaring an emergency.

Senator Fine moved that the Chairman of the Senate Committee on Roads and Highways, be authorized and instructed to continue making of the research as to the financial status of the State Highway Department at the present time and to make report to the Senate at the earliest possible moment, which motion was declared adopted.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn, 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:

SB 130—Appropriations and Budget.

HB 547—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 538 and 589 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 538 and 589**, 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 592, 622, 640 and 670.**

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 Payne motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

Forty-first Legislative Day

Tuesday, March 17, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Hall, Harris, Herndon, Pitcher.—5.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Miskovsky asked unanimous consent, which was granted, that Richard Bernard of Edmond be made an Honorary Page for this legislative day.

Senator Land introduced John Morehead, Ricky Grimshaw, John Hays, Lyon Morehead, Dekker Newman and Doug Jacobs, Cub Scouts, all of Tulsa, and asked that they be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

COMMITTEE REPORT

Senator Grantham asked unanimous consent, which was granted, to submit

the following Report of the Judiciary Committee, of which he is Chairman, together with copy of transcript of testimony taken by said Committee, which Report was adopted upon his motion:

Report of the Judiciary Committee of the Oklahoma State Senate on investigation of alleged irregularities concerning the passage of Senate Joint Resolution No. 1 and Senate Joint Resolution No. 2.

Mr. President:

We your Committee on Judiciary beg leave to report that on the 18th day of February, 1959, it was moved in open session by Senator Ritzhaupt, as shown on Page 268 of the Senate Journal for the Twenty-sixth Legislative day, that "in view of statements which have been made by Dr. Samuel W. Scantlan, of Oklahoma City, Lobbyist for the United Dry Association, that he be called before the Senate Judiciary Committee and provide said Committee with any information he possesses concerning legislative wrongdoing or money changing hands in connection with legislation pending before the 27th Legislature, which motion was declared adopted. On the adoption of said motion the undersigned Chairman of the Judiciary Committee personally invited Dr. Samuel W. Scantlan to testify before the Senate Judiciary Committee, a meeting of said Committee having been set for the hour of 10:15 o'clock a.m. in the Senate Lounge of the Oklahoma State Senate, the 19th day of February, 1959.

On the 19th day of February, 1959, at said time and place the Judiciary

Committee was called to order in open session and proceeded to investigate the alleged wrongdoing and irregularities in connection with the passage of Senate Joint Resolution No. 1 and Senate Joint Resolution No. 2, in furtherance of the motion of Senator Ritzhaupt above set out.

Dr. Samuel W. Scantlan was present at said hearing and stated that he was willing to testify before the Committee under oath and was thereupon sworn in open session and did testify before the Committee. A complete transcript of said proceedings of said Committee was made, which transcript is hereto attached, made a part hereof, and labeled Exhibit "A".

At the conclusion of said hearing the Committee took said matter under advisement and on the 10th day of March, 1959, after reviewing the transcript of said proceedings in full, the Committee reached the following findings and recommendations.

FINDINGS

1. The Committee finds that there was no personal knowledge on the part of Dr. Samuel W. Scantlan of any wrongdoing or irregularities in connection with the passage of Senate Joint Resolution No. 1 and Senate Joint Resolution No. 2.

2. The Committee further finds that the only information which said Dr. Samuel W. Scantlan had was information which was given in open debate on the floor of the Senate in regard to Senate Joint Resolution No. 1 and Senate Joint Resolution No. 2, all of which information was broadcast throughout the State of Oklahoma on television during the discussion of said resolutions.

3. The Committee further finds that no other testimony or evidence of any kind whatsoever offered to show irregularities or wrongdoing in connection with the passage of the above named resolutions or in connection with the passage of any other legislation and

that although the Committee invited all persons who had had any knowledge to testify, no person offered any testimony.

4. The Committee finds that rumored accusations of irregularities and wrongdoings on the part of the Senate or any member thereof are not supported by any proof of any nature whatsoever.

5. The Committee further finds that Dr. Samuel W. Scantlan in open meeting of the Committee publicly apologized to the Senate as shown on the last paragraph of exhibit "A" attached hereto.

6. The Committee further finds that Dr. Samuel W. Scantlan has made satisfactory explanation and apologies to the Senate.

RECOMMENDATIONS

It is the recommendation of this Committee that, while loose talking is not to be condoned, inasmuch as Dr. Samuel W. Scantlan has voluntarily appeared before the Committee and testified under oath giving an explanation before the Committee, said explanation is accepted, and inasmuch as said Dr. Samuel W. Scantlan has apologized to the Senate and its members, it is recommended that no further action be taken and that the matter be closed.

ROY E. GRANTHAM, Chairman
Judiciary Committee.

The transcript of testimony, marked Exhibit A, referred to in the Report was ordered filed with the Journal Clerk of the Senate.

Senator Hope asked to be shown excused for the remainder of this legislative day, which was the order.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 181—Education.

HB 663—Judiciary.

DO PASS, as amended:

SB 109—Judiciary.

SB 115—Judiciary — Co-authored by Miskovsky and Grantham.

SB 118—Education.

SB 129—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 44, 51 and 71 each correctly engrossed.

Engrossed **SBs 44, 51 and 71** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bill was introduced and read the first time:

SB 189—By Hamilton—An Act relating to hunting; amending 29 O. S. 1951 § 305, as amended, which relates to the hunting season on quail, by extending quail season; repealing conflicting laws and parts of laws; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 184—Judiciary.

SB 185—Education.

SB 186—Education.

SB 187—State and Federal Government.

SB 188—State and Federal Government.

SJR 18—Senate and Legislative Affairs.

HB 689—Judiciary.

HB 702—Privileges and Elections.

HB 705—Judiciary.

HB 716—County Government.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 91**.

The above numbered Enrolled bill was referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 5**—Coauthored by entire membership of the House.

The above numbered Resolution was referred for enrollment.

Senator Field presiding.

GENERAL ORDER

SB 39, by Shoemake, Breeden, Grantham, Hamilton, Hope, King, Land, Payne, Stipe and Walker of the Senate and Ruby of the House, was read and considered.

Upon motion of Senator Shoemake, **SB 39** was advanced to engrossment and third reading.

Upon motion of Senator Shoemake, the rules of the Senate were suspended, and **SB 39** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 39 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Breeden, Hall, Harris, Herndon, Hope, Pitcher.—6.

Not Voting: Cartwright (Seminole), Cowden, Miskovsky, Trent.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Breeden, Hall, Harris, Herndon, Hope, Pitcher.—6.

Not Voting: Cartwright (Seminole), Cowden, Miskovsky, Trent.—4.

The emergency was declared passed.

SB 39 was referred for engrossment.

GENERAL ORDER

HB 666, by Odom (Wagoner) was read and considered.

Upon motion of Senator Hamilton, **HB 666** was advanced to engrossment and third reading.

Upon motion of Senator Hamilton, the rules of the Senate were suspended, and **HB 666** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 666 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Greer).—32.

Excused: Breeden, Hall, Harris, Herndon, Hope, Pitcher.—6.

Not Voting: Bailey, Cartwright (Bryan), Cartwright (Seminole), Miskovsky, Trent, Wilson (Beckham).—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Breeden, Hall, Harris, Herndon, Hope, Pitcher.—6.

Not Voting: Bailey, Cartwright (Bryan), Cartwright (Seminole), Miskovsky, Trent.—5.

The emergency was declared passed.

HB 666 was properly signed and ordered returned to Honorable House.

Senators Herndon and Hall asked to be recorded present, which was the order.

FIRST READING

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

SB 190—By Herndon—An Act relating to State Public Welfare Agencies; amending Section 3, Chapter 2a, Title 56, Page 455, Oklahoma Session Laws 1957 (56 O. S. Supp. 1957, § 26.15), which provides for contracts by the public Welfare Commission for the receipt and distribution of certain food, clothing and other items of value; providing that all such receipt and distribution and planning necessary therefor shall be accomplished by the Department of Public Welfare; prohibiting distribution by county agencies; prohibiting exclusion of previously eligible recipients; making any provision void which would make state ineligible for Federal donations; repealing conflicting laws and parts of laws; providing for severability; and declaring an emergency.

SB 191—By Wilson (Greer) of the

Senate and Hurst of the House—An Act relating to county officers; amending Sections 1 and 2, Chapter 10a, Title 19, Page 158, Oklahoma Session Laws 1955 (19 O. S. Supp. 1957, §§ 354 and 355) which provide for use of county vehicles to transport donated commodities, and source of payment for such use, by authorizing hired private transportation when the same is more economical; and declaring an emergency.

RESOLUTIONS

By unanimous consent, **SR 31**, was introduced by Senator Bailey, read at length as follows, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO. 31 —
By Bailey.

A RESOLUTION AUTHORIZING AND DIRECTING THE PRESIDENT PRO TEMPORE OF THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE TO APPOINT TWO MEMBERS OF THE OKLAHOMA SENATE TO APPEAR BEFORE THE BANKING AND CURRENCY COMMITTEE OF THE UNITED STATES SENATE, EIGHTY-SIXTH CONGRESS, FIRST SESSION, AT COMMITTEE MEETINGS MARCH 19-20, 1959; AUTHORIZING PAYMENT OF EXPENSES INCURRED, AS PROVIDED BY LAW, FOR THE PERIOD MARCH 18-21, 1959.

WHEREAS, There exists a need for official liaison and communication between the State of Oklahoma and the Federal Government on the subject of economic assistance in depressed areas of the several states; and

WHEREAS, The Oklahoma Senate has been invited to send representatives to participate in the meetings of the Banking and Currency Committee, Eighty-sixth Congress, First Session, March 19-20, 1959; and

WHEREAS, Attendance is necessary to correlate and assist in planning and

studying the problems relating to economically depressed areas in Oklahoma; and

WHEREAS, The Oklahoma Senate desires to learn the factors for as well as solutions and panaceas in redevelopment.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

THAT, The President Pro Tempore of the Senate of the Twenty-seventh Oklahoma Legislature be and is hereby authorized and directed to appoint two (2) Senators to attend scheduled committee Meetings of the Banking and Currency Committee, Eighty-sixth Congress, First Session, on Thursday, March 19, 1959 and Friday, March 20, 1959, in Washington, D. C.; and

THAT, The two Oklahoma Senators be and are authorized travel and other necessary expenses, as provided by law, for the period March 18-21, 1959.

As provided under **SR 31**, President Pro Tempore Garvin appointed Senator Trent as a committee of one.

By unanimous consent, **SCR 7**, by Stipe of the Senate and Skeith, et al of the House, was introduced by Senator Stipe, following which Senators Cartwright (Bryan), Hamilton, Miskovsky, Carrier, Grantham, Dacus, Collins and Morford asked to be made co-authors, which was the order.

SCR 7, as co-authored, was read at length as follows, adopted upon motion of Senator Stipe and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 7 — By Stipe, Cartwright (Bryan), Hamilton, Miskovsky, Carrier, Grantham, Dacus, Collins and Morford of the Senate and Skeith, Gotcher and Van Huser of the House.

A CONCURRENT RESOLUTION TAKING NOTE OF THE RECENT PASSING OF H. C. McLEOD, WARD-

EN OF THE STATE PENITENTIARY AND AUTHORIZING AND DIRECTING THE PAYMENT TO HIS WIDOW OF ALL BENEFITS OR ALLOWANCES ACCRUED BY WARDEN McLEOD AT THE TIME OF HIS DEMISE.

WHEREAS, on February 27, 1959, the State of Oklahoma lost an outstanding public servant when Warden H. C. McLeod passed on to his reward; and

WHEREAS, Warden McLeod's long years of truly distinguished service to the State of Oklahoma have earned the acclaim and gratitude of the citizens of this sovereign State, as officially expressed by their Representatives and Senators duly assembled during the twenty-seventh session of the Oklahoma Legislature; and

WHEREAS, at the time of his untimely demise, Warden McLeod had earned certain compensation benefits accrued under the provisions of various statutes of the State of Oklahoma, including sick leave pay and other compensation; and

WHEREAS, this fine public servant was survived by his widow, Mrs. H. C. McLeod, of McAlester, Oklahoma; and

WHEREAS, it is entirely fitting and appropriate that all benefits and compensations accrued by Warden McLeod during his career and uncollected at the time of his passing be paid to his widow, Mrs. H. C. McLeod, as an expression of the gratitude of the Legislature of Oklahoma for Warden McLeod's contributions to the welfare of our State, and as recognition of her just and equitable rights to receive such compensation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the fiscal officers

of the State of Oklahoma having custody of the funds from which any statutory compensation or benefit accrued by Warden H. C. McLeod at the time of his demise would have been payable are hereby authorized and directed to pay the same to his widow, Mrs. H. C. McLeod, of McAlester, Oklahoma.

SECTION 2. That this Resolution be spread at large upon the pages of the official journals of the Senate and the House of Representatives of the State of Oklahoma, and that a duly prepared copy of this Resolution be sent to Mrs. H. C. McLeod, of McAlester, Oklahoma.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 523**.

By unanimous consent, upon request of Senator Miskovsky, **HCR 523** was taken upon for immediate consideration, following which Senators Hamilton, Fine, Cobb, Baldwin, Cartwright (Bryan), Stipe, McClendon, Wilson (Greer), Trent, Pazoureck, Walker, Ritzhaupt, Grantham, Collins and Land asked to be made co-authors, which was the order.

HCR 523, as co-authored, was read at length as follows and adopted upon motion of Senator Miskovsky:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 523—By McCarty, Larason, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Levergood,

Livingston, Lollar, Lynch, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson) and Wolf of the House and Miskovsky, Hamilton, Fine, Cobb, Baldwin, Cartwright (Bryan), Stipe, McClen- don, Wilson (Greer), Trent, Pazoureck, Walker, Ritzhaupt, Grantham, Collins and Land of the Senate.

A RESOLUTION TAKING NOTE OF THE ELECTION OF C. G. BAKER, MANAGER OF THE OKLAHOMA STATE FAIR, TO THE HALL OF FAME OF THE INTERNATIONAL ASSOCIATION OF FAIRS AND EXPOSITIONS; OFFICIALLY COMMENDING MR. BAKER, THE BOARD OF DIRECTORS OF THE STATE FAIR, THE OKLAHOMA CITY CHAMBER OF COMMERCE AND THE CITY OF OKLAHOMA CITY FOR THEIR CONTRIBUTIONS TO THE STATE FAIR AND THIS HIGH HONOR TO MR. BAKER AND THE STATE OF OKLAHOMA.

WHEREAS, The people of the State of Oklahoma have always been justly proud of the fairs and expositions held throughout this State and of the manner in which such expositions display products of the industry and resourcefulness of the citizens of this sovereign State; and

WHEREAS, The International Association of Fairs and Expositions has seen fit in its annual convention in December, 1958, to nominate and elect C. G. Baker, manager of the State Fair of Oklahoma, to its Hall of Fame; and

WHEREAS, Mr. Baker is the second Fair Manager in the world to receive such high honor and acclaim; and

WHEREAS, Mr. Baker's election by this august body adds tremendously to the credit and prestige of Oklahoma and to all fairs held in Oklahoma; and

WHEREAS, This significant tribute to Mr. Baker and the State of Oklahoma was in a large measure made possible by the unselfish advice and enthusiastic support of the Board of Directors of the State Fair of Oklahoma, the Oklahoma City Chamber of Commerce and the City of Oklahoma.

Now, therefore, be it resolved by the House of Representatives of the Twenty-Seventh Session of the Oklahoma Legislature, the Honorable Senate concurring therein:

That Mr. C. G. Baker, the Board of Directors of the State Fair of Oklahoma, the Oklahoma City Chamber of Commerce and the citizens and municipal officers of the City of Oklahoma City, be, and they are hereby officially commended for their outstanding contributions to the fairs and expositions held in Oklahoma and particularly to the State Fair of Oklahoma.

BE IT FURTHER RESOLVED that a properly prepared copy of this Resolution be sent to Mr. Baker, to the Board of Directors of the State Fair of Oklahoma, the Oklahoma City Chamber of Commerce, the Mayor of the City of Oklahoma City, and to the International Association of Fairs and Expositions.

HCR 523 was properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 534**.

The above numbered Enrolled Bill was 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 519**.

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

With the appearance in the Senate Chamber of former Governor Raymond Gary, it was upon motion of Senator Fine that the distinguished guest was invited to extend remarks to the Senate.

The Presiding Officer, Senator Field, presented Governor Gary to the Senate, following which he did address the members.

Senator McSpadden asked that the record show him excused for the remainder of this and the next legislative day, which was the order.

GENERAL ORDER

SB 160, by Baldwin and Shoemake, was read and considered.

Senators Mahan, Payne, Cartwright (Bryan) and Cartwright (Seminole), King, Easterly, Sandlin, McColgin, Herndon, Carrier, Grantham and Dacus asked to be made co-authors of **SB 160**, which was the order.

Senator Easterly moved to amend **SB 160**, line 2, page 5, by adding the following as Section 3 and renumbering following Sections accordingly: "Section 3. It shall be unlawful for the court clerk of any county of this State to sell, offer for sale or permit the sale of any paper, instrument or other item in connection with the issuance of marriage licenses or any other matter, except such as are authorized by law where the fee or funds received go to the court or other public fund. Any person violating the provisions of this Section shall be guilty of a misdemeanor." And amend the title accordingly, which amendment was declared adopted.

Upon motion of Senator Baldwin, **SB**

160, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Baldwin, the rules of the Senate were suspended and **SB 160**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer.)—39.

Excused: Breeden, Harris, Hope, McSpadden, Pitcher.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer.)—39.

Excused: Breeden, Harris, Hope, McSpadden, Pitcher.—5.

The emergency was declared passed.

SB 160, as amended was referred for engrossment.

GENERAL ORDER

HJR 511, by Baggett et al, was read and considered.

Upon motion of Senator Miskovsky,

HJR 511 was advanced to engrossment and third reading.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended and **HJR 511** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 511 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Breeden, Hall, Harris, Hope, McSpadden, Pitcher.—6.

Not Voting: Berrong, Cartwright (Bryan), Cartwright (Seminole), Mahan.—4.

The resolution was declared passed.

HJR 511 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HJR 512, by Baggett et al, was read and considered.

Upon motion of Senator Miskovsky, **HJR 512** was advanced to engrossment and third reading.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended and **HJR 512** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 512 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Cobb, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Herndon, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—27.

Excused: Breeden, Hall, Harris, Hope, McSpadden, Pitcher.—6.

Not Voting: Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Grantham, Mahan, Trent, Walker.—11.

The resolution was declared passed.

HJR 512 was properly signed and ordered returned to Honorable House.

President Pro Tempore Garvin 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, as amended:

HB 602—Municipal Government—Co-authored by Land.

HB 630—Judiciary.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 192—By Miskovsky—An Act relating to the construction and remodeling of school buildings; fixing and providing for minimum standards to be met in such construction and remodeling; prescribing penalties for violations, and providing for enforcement, of Act; and declaring an emergency.

SB 193 — By Mahan, Boecher and Field—An Act amending Title 17, Section 131 (c), Oklahoma Statutes, and further providing for furnishing of telephone service in areas not filed on or being served by any telephone exchange;

and providing for the enforcement thereof; providing for severability of Sections; and declaring an emergency.

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

Forty-second Legislative Day

Wednesday, March 18, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Ber-
rong, Boecher, Carrier, Cartwright (Bry-
an), Cobb, Collins, Cowden, Easterly,
Field, Fine, Garvin, Grantham, Hamil-
ton, Herndon, Hope, Kerr, King, Land,
McClendon, McColgin, Mahan, Miskov-
sky, Morford, Payne, Pazoureck, Ritz-
haupt, Sandlin, Shoemake, Stipe, Tipps,
Trent, Walker, Wilson (Beckham), Wil-
son (Greer).—37.

Excused: Breeden, Cartwright (Sem-
inole), Dacus, Hall, Harris, McSpadden,
Pitcher.—7.

The President, Lieutenant Governor
George Nigh presiding.

The President declared a quorum pres-
ent.

Prayer was offered by the Chaplain.

President Pro Tempore Garvin pre-
siding.

Senator Herndon introduced Melvin
Koelzer, Norman Koelzer, Diana Riddles,
Margaret Matney, Delores Sossoman,
Judy Kay Hawkins, Sharon Delores
Amalt, Fairy Alice Blundell, Jack Wayne
Blundell, Ronnie Gene Pennington, Ken-
neth Bryant McIntire, Danny Ray Pen-
nington and Dorse Lee Graves, all of
Madill, and asked unanimous consent
that they be made Honorary Pages for
this legislative day, which was the order.

Senator King introduced his little
granddaughter, Rebecca Lynn King of
Fort Worth, and asked unanimous con-
sent that she be made an Honorary

Page for this legislative day, which was
the order.

The Journal for the last legislative day
was declared approved.

MESSAGES FROM THE GOVERNOR

Advising approval by him, March 17,
1959, of Enrolled SBs 18, 34, 125, en-
titled:

ENROLLED SENATE BILL NO. 18
—By Land.

AN ACT PERMITTING USE OF
FACSIMILE SIGNATURES OF PUB-
LIC OFFICIALS AND FACSIMILE
SEALS IN THE EXECUTION OF PUB-
LIC SECURITIES ISSUED BY THE
STATE OF OKLAHOMA OR BY ANY
OF ITS DEPARTMENTS, AGENCIES
OR OTHER INSTRUMENTALITIES
OR BY ANY OF ITS POLITICAL
SUBDIVISIONS OR DISTRICTS; DE-
FINING TERMS; DECLARING A FEL-
ONY THE USE, ON A PUBLIC SE-
CURITY, WITH INTENT TO DE-
FRAUD, OF A FACSIMILE SIGNA-
TURE OR SEAL OR REPRODUCTION
OF EITHER, AND PROVIDING FOR
THE PUNISHMENT THEREOF.

ENROLLED SENATE BILL NO. 34
—By Hope and Bailey of the Senate and
Ruby and Davis of the House.

AN ACT MAKING APPROPRIA-
TIONS OF EMPLOYEES; PROVIDING
BOARD; PROVIDING BOARD SHALL
FIX THE DUTIES AND COMPENSA-
TIONS OF EMPLOYEES; PROVIDING
THE APPROPRIATIONS SHALL BE
FISCAL; REPEALING ALL ACTS OR
PARTS OF ACTS IN CONFLICT

HEREWITH; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 125
—By Shoemake, Wilson (Greer), Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Tipps, Trent, and Walker of the Senate and Langley, Avey, Bond (Marshall), Converse, Cooksey, Cox, Craig, Daugherty, Dyer, Forsythe, Goodfellow, Graves, Green, Haworth, Howe, Jones, Jumper, Kardokus, Lance, McCune, Mitchell, Moad, Murrow, Privett, Reneau, Ruby, Sparger, Spraker, Taliaferro, Traw, Vandiver, Wilcox, Williams (Murray), Willis (Cherokee), and Willis (Jackson) of the House.

AN ACT RELATING TO SOIL AND WATER CONSERVATION; MAKING AN APPROPRIATION TO THE STATE SOIL CONSERVATION BOARD FROM ANY MONIES ACCRUING TO THE CREDIT OF THE EMERGENCY APPROPRIATION FUND FOR THE FISCAL YEAR ENDING JUNE 30, 1959, IN EXCESS OF ALL OTHER APPROPRIATIONS HERETOFORE MADE BY THE LEGISLATURE, FOR WATERSHED PLANNING PURPOSES IN COOPERATION AND AGREEMENT WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE; MAKING SAID APPROPRIATION NONFISCAL; AND DECLARING AN EMERGENCY.

COMMUNICATION

The following communication from Mrs. H. C. McLeod of McAlester was read, and by unanimous consent, upon request of Senator Stipe is herewith incorporated:

March 14, 1959

Honorable Harold T. Garvin

President Pro Tem
State Senate
Capitol Building
Oklahoma City, Oklahoma
Dear President Garvin:

We, the family of the late Howard McLeod, want to gratefully acknowledge the sentiment expressed in the House Concurrent Resolution No. 516 passed by the House of Representatives and the Senate.

Your kindness has touched the hearts of all of us and considerably lessens the blow of the loss of our loved one.

Please express my appreciation to the members of the Oklahoma State Senate for their thoughtfulness and advise them that we are proud to have shared Warden McLeod and his useful life with all of them.

Sincerely,

Mrs. H. C. McLeod

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 628—Business and Industry.

HB 656—Social Welfare—Coauthored by Trent—To Appropriations and Budget by previous order.

HB 659—Business and Industry—To Appropriations and Budget by previous order.

DO PASS, as amended:

SB 164—Military and Veterans Affairs—To Appropriations and Budget by previous order.

HB 631—Social Welfare.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 7 and **SBs 39** and **160** each correctly engrossed.

SCR 5 and **SR 31** each correctly enrolled.

Engrossed **SCR 7** and Engrossed **SBs 39** and **160** 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.

Enrolled **SR 31** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following bill was introduced and read the first time:

SB 194 — By Berrong, Miskovsky, Kerr, Boecher, Carrier, and Grantham—An Act relating to public welfare funds; prohibiting solicitation of such funds under certain promises; prescribing penalties for violations; and declaring an emergency.

SECOND READING

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

SB 189—Game and Fish.

SB 190—Social Welfare.

SB 191—County Government.

SB 192—Education.

SB 193—Public Service.

GENERAL ORDER

SB 118, by Boecher of the Senate and Pribe of the House, was read and considered.

Senators Allen and Herndon asked unanimous consent, which was granted, to be made co-authors of **SB 118**.

Upon motion of Senator Boecher, **SB 118**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Boecher, the rules of the Senate were suspended, and **SB 118**, as co-authored, was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SB 118 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Kerr, King, Land, McClendon, McCollgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Breeden, Cartwright (Seminole), Dacus, Hall, Harris, McSpadden, Pitcher.—7.

Not Voting: Bailey, Hope, Mahan.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Kerr, King, Land, McClendon, McCollgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Breeden, Cartwright (Seminole), Dacus, Hall, Harris, McSpadden, Pitcher.—7.

Not Voting: Bailey, Hope, Mahan.—3.

The emergency was declared passed.

SB 118 was referred for engrossment.

Senators Dacus, Pitcher, Harris and Cartwright (Seminole), asked to be recorded present, which was the order.

GENERAL ORDER

SB 152, by Sandlin, was read and considered.

Senator Mahan asked unanimous con-

sent to be made a co-author of **SB 152**, which was the order.

By unanimous consent, upon request of Senator Sandlin further consideration of **SB 152** was deferred until such time that Senator Cartwright (Seminole) might be present.

Senators Land and Dacus asked they be shown excused on the following legislative day, which was the order.

Senator Field asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Payne presiding.

President Pro Tempore Garvin presiding.

President Pro Tempore Garvin advised the Senate that The Honorable Frank Clement, former Governor of Tennessee, was a visitor in the Governor's Office, and appointed as a Committee to invite him, together with Governor Edmondson, to appear before the Senate at an appropriate time this afternoon Senators Mahan, Payne and McColgin.

Senator Cartwright (Bryan), Chairman of the Committee on Roads and Highways, introduced the new members of the Oklahoma Highway Commission, appointed by Governor J. Howard Edmondson, and asked that they be given the privileges of the Floor, which was the order.

As provided under the Fine motion adopted on March 16 relative to the financial status of the State Highway Department at the present time, Senator Cartwright (Bryan) presented an oral report of the department at this time, and estimates of revenues and expenditures for the remaining fiscal year, and the next biennium, and discussed at length a future road building program for the State of Oklahoma.

Upon announcement of the presence of the distinguished visitors, former Governor Frank Clement and Governor J. Howard Edmondson, Senator Baldwin, asked unanimous consent, which was

granted, that the discussion of the Highway Financial status by Senator Cartwright (Bryan) be dispensed with temporarily.

The discussion before the Senate on the Highway finances was dispensed with and upon request of Senator Wilson (Beckham), the Honorable Frank Clement and our own Governor, J. Howard Edmondson, were received by the Senate.

President Pro Tempore Garvin presented Governor J. Howard Edmondson and former Governor Frank Clement who being extended the privileges of the floor of the Senate, upon request of Senator Wilson (Beckham), thanked the Senate for the privilege and commented in a light vein on the contributions Tennessee had made to this southwestern country through its great men, which was well received.

Senators Cartwright and Harris, Vice Chairman of the Senate Committee on Roads and Highways, concluded the discussion of the financial status of the State Highway Department, for which the Senate extended its thanks, upon request of Senator Wilson (Greer).

Upon request of Senator Ritzhaupt, former Governor Roy J. Turner, chairman of the new State Highway Commission was extended the privilege of the floor and requested to address the Senate, which he did, assuring the Senate of the desire of the new Highway Commission to work with the Legislature in promoting a fine Highway program for Oklahoma.

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

Senators Morford and Grantham asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Shoemake presiding.

Senators Dacus and Allen asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Miskovsky asked to be shown excused on the next legislative day, which was the order.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared, the Senate adjourn to meet at 11:00 a. 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:

SJR 16—Public Lands—To Judiciary by previous orders.

SB 108—Public Service Corporations.

SB 149—Public Lands.

DO PASS, as amended:

SB 4—State and Federal Government.

SB 119—Business and Industry.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 195—By Hope of the Senate and Nichols of the House—An Act making an appropriation to the small watersheds flood control fund; and declaring an emergency.

SB 196—By Tipps—An Act to provide, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of the state and the governments of political subdivisions of the state by providing for additional officers who can Act as governor; by providing for emergency interim succession to other executive offices of the state and its political subdivisions; by providing for special emergency judges; and by authorizing political subdivisions to enact resolutions and ordinances relating to the subject; providing for severability; making the pro-

visions of this Act cumulative to existing laws; and declaring an emergency.

SB 197—By Hamilton—An Act relating to annexations of territory to school districts; amending paragraph (a) of 70 O. S. 1951 § 7-1, as amended in 1953 and 1955; requiring written consent of boards of education of districts to which territory is annexed and notice to officers of districts from which territory proposed to be annexed would be taken; and declaring an emergency.

SB 198—By Miskovsky—An Act relating to county employees; providing that the board of county commissioners of any county in the State of Oklahoma having a population of more than 100,000 according to the latest Federal Decennial census, is authorized to provide for a retirement fund and system for any or all county employees; providing for the raising, control and management of said fund; making the provisions of this Act severable; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 531—By Ogden, Huser, Lollar, Haworth, Sparger, Cole and Bower of the House and Wilson (Beckham), and Payne of the Senate — An Act establishing a merit system of personnel administration; defining terms; authorizing the governor to place certain agencies and departments of state government under said merit system; creating the State Personnel Board; providing for the appointment of members, their term of office, qualifications and compensation; prescribing powers and duties of said board; authorizing said board to promulgate rules and regulations in conformity with certain minimum standards prohibiting the adoption of rules or regulations which would deprive the State of Oklahoma or any of its agencies or institutions of Federal Grants or any other

forms of financial assistance; making provision for administrative expenses and the costs of operating said merit system; authorizing the appointment of a state personnel director and other employees; outlining qualifications; prescribing powers and duties, and authorizing compensation; exempting from this Act certain offices and positions; defining status of employees in departments and agencies subject to this Act; providing that this Act, under certain conditions, shall supersede any Oklahoma statute now in effect and shall apply to specified agencies and departments; providing for the transfer to said state personnel board of personnel, records, papers, files, property, equipment and funds in accordance with certain standards; requiring certain procedures in payment for personal services; authorizing legal actions for specified purposes; providing for competitive examinations with preferences for certain persons; prohibiting specified discrimination in appointment, promotion, demotion, or dismissal; providing procedures for suspension, reduction in pay, demotion, and discharge of employees for cause; providing for hearings and appeals; prohibiting certain activities in the securing of employment, and providing penalties; authorizing agreements with any political subdivis-

ion to furnish services and facilities of said state personnel board, providing for reimbursement to the State, and authorizing said political subdivision to enter into such agreements; authorizing members of the board and the director to administer oaths, subpoena witnesses and compel the production of certain books and papers; providing penalties for violations; repealing conflicting laws; 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 HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 544, 560** and **626**.

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 521**.

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

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 11:00 a. m., tomorrow.

Forty-third Legislative Day

Thursday, March 19, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Berrong, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Boecher, Breeden, Carrier, Cobb, Dacus, Fine, Herndon, Hope, Land, McClendon, McSpadden, Miskovsky, Trent.—14.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

MOTION TO RECONSIDER VOTE

Senator Stipe asked unanimous consent that consideration of his motion to reconsider the vote by which **HB 684** failed of passage, be extended one legislative day, which was the order.

GENERAL ORDER

Senator Sandlin asked unanimous consent that **SB 152** be ordered withdrawn from the Calendar and re-referred to the Committee on Judiciary, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 118 correctly engrossed.

Engrossed **SB 118** was properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bill was introduced and read the first time:

SB 199—By Allen and Stipe—An Act relating to the State Industrial Commission; changing the name of said commission to the State Industrial Court; confirming its status as a court of record; changing the name of chairman to presiding judge; delegating certain additional powers to presiding judge; amending 85 O. S. 1951 § 75, which relates to hearings before said court, by: delegating certain contempt powers to said court; providing for severability; and declaring an emergency.

SECOND READING

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

SB 194—Criminal Jurisprudence.

SB 195—Agriculture, then to Appropriations and Budget.

SB 196—State and Federal Government.

SB 197—Education.

SB 198—County Government.

HB 531—Judiciary.

Senator Cowden presiding.

GENERAL ORDER

SB 109, by Ritzhaupt, was read and considered.

President Pro Tempore Garvin presiding.

Senator Ritzhaupt asked unanimous consent, which was granted, that **SB 109** be ordered withdrawn from the Calendar and re-referred to the Committee on Judiciary.

President Pro Tempore introduced former Speaker of the House of Representatives and present President Pro Tempore of the State Senate of the State of Arkansas, Senator Roy Riales, and extended him the privileges of the Floor.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 5**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

SB 181, by Pazoureck of the Senate and Watkins of the House, was read and considered.

Upon motion of Senator Pazoureck, **SB 181** was advanced to engrossment and third reading.

Upon motion of Senator Pazoureck, the rules of the Senate were suspended, and **SB 181** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 181 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Berrong, Cartwright

(Bryan), Collins, Cowden, Easterly, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, McColgin, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Baldwin, Boecher, Breeden, Carrier, Cobb, Dacus, Fine, Herndon, Hope, Land, McClendon, McSpadden, Miskovsky, Trent.—14.

Not Voting: Bailey, Cartwright (Seminole), Field, Pitcher.—4.

The bill was declared passed.

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

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Boecher, Breeden, Carrier, Cobb, Dacus, Fine, Herndon, Hope, Land, McClendon, McSpadden, Miskovsky, Trent.—13.

The emergency was declared passed.

SB 181 was referred for engrossment.

GENERAL ORDER

HB 663, by Finch et al of the House and Collins of the Senate, was read and considered.

Senators Grantham, Mahan, Pitcher and King asked to be made co-authors of **HB 663**, which was the order.

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

Upon motion of Senator Collins, **HB 663** was advanced to engrossment and third reading.

Senator Collins asked unanimous consent, which was granted, that the Rules

of the Senate be suspended and **HB 663** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 663 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Collins, Cowden, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Boecher, Breeden, Carrier, Cobb, Dacus, Fine, Hope, Land, McClendon, McSpadden, Miskovsky, Trent.—12.

Not Voting: Cartwright (Seminole), Ritzhaupt.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Collins, Cowden, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Boecher, Breeden, Carrier, Cobb, Dacus, Fine, Hope, Land, McClendon, McSpadden, Miskovsky, Trent.—12.

Not Voting: Cartwright (Seminole), Ritzhaupt.—2.

The emergency was declared passed.

HB 663, as coauthored, was properly signed and ordered returned to Honorable House.

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

FIRST READING

By unanimous consent the following

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

SB 200—By Harris, Wilson (Greer), Cartwright (Bryan) and Morford—An Act relating to state employees; amending the "State Salary Administration Act of 1957", Chapter 10a, Title 74, Page 527, Oklahoma Session Laws 1957, (74 O. S. Supp. 1957, §§ 701 through 710) by amending certain sections which provide for, govern and prescribe certain features of a system of state employee personnel administration; establishing for the state government a system of employee classification, examination and tenure; defining terms; providing for exemption of certain offices, agencies and employments; creating and providing for the terms, expenses, powers and duties of a state salary administration board, and providing for the employees of said board; requiring each state agency, subject to said Act, to prepare and maintain a classification and compensation plan, covering all positions of said agency, subject to review and approval by the state salary administration board; providing for an examination division within the state salary administration board and prescribing its duties and requiring examinations of certain applicants for state employment; placing certain duties on the state budget director; providing that certain state employees may be removed only for defined cause with the right of appeal to the state salary administration board; repealing conflicting laws and parts of laws; providing that the provisions of this Act shall be severable; and declaring an emergency.

RESOLUTION

By unanimous consent, Senator Bailey introduced the following Resolution, which was read, adopted upon his motion and ordered referred for engrossment:

SENATE CONCURRENT RESOLU-

TION NO. 8—By Bailey, of the Senate and Poyner and Wolf, of the House.

A RESOLUTION COMMENDING AND CONGRATULATING THE NORMAN TIGERS AND THEIR OUTSTANDING COACHES FOR WINNING THE STATE CLASS AA BASKETBALL CHAMPIONSHIP FOR THE YEAR 1959 AND FOR THEIR SUPERB RECORD OF PAST YEARS.

WHEREAS, On Saturday night of March 14th before a packed crowd in Oklahoma City's Municipal Auditorium, the Norman Tigers blasted their way into basketball history by winning their third Class AA State Basketball Championship; and

WHEREAS, This superb display of championship basketball technique was the result and cumulation of outstanding play, brilliant teamwork and fighting spirit that has marked the Tiger effort throughout its 1959 season; and

WHEREAS, The final tally of the Tiger's recently completed season reveals a total of twenty-five wins to two losses which established them as the Boomer Conference Champions, the Denison Tournament Champions, the Number One team in the State for the 1959 season and finally the State Class AA Champions; and

WHEREAS, Much of the credit for this sparkling season can be attributed to the superior coaching abilities of Coach Chet Bryan and Assistant Coach Karl Malthaner; and

WHEREAS, This is the second Norman Highschool Championship Team under the superior coaching of Coach Chet Bryan:

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

SECTION 1. That the Norman Tiger

Basketball team of Norman Highschool be hereby commended for their outstanding performance in winning the 1959 State Class AA Basketball Championship and further congratulated for their outstanding record of successes during the past season.

SECTION 2. That Coach Chet Bryan and Assistant Coach Karl Malthaner be commended for the outstanding coaching job they did in bringing the Norman Tigers into their third state championship.

SECTION 3. That duly certified copies of this Resolution be sent to Coach Chet Bryan, Assistant Coach Karl Malthaner and to the following outstanding members of the team:

David Busby, DeWayne Garner, DeLayne Garner, Joel Barbour, Gary Dodson, Melvin Ernest, Tommy Pitts, Jay Wilkinson, Ray Frogge, Jim Braden, Ronnie Pendergraft, and Butch Roberts and team managers Murry Shaeffer and Tommy McClendon.

Senator Payne moved when the Clerk's desk is cleared, the Senate adjourn to meet on Monday, March 23, as provided under the Rules, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 700—By Shoemake—An Act relating to business colleges, the granting of degrees thereby; amending Title 70, Section 1921, Oklahoma Statutes; 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 **HB 666**.

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 523**.

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

As provided under the Payne motion, the Senate was declared adjourned to meet as provided under the Rules on Monday, March 23, 1959—1:30 p. m.

Forty-fourth Legislative Day

Monday, March 23, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Breeden, Cobb, Collins.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend Raymond G. Hall, Educational Director of the First Baptist Church, Chickasha.

Senator Easterly introduced The Fred Neuman Choir of Alva composed of the following school boys: Charles Bird, Bev Barker, Allen Corr, Glen Diacon, Earl Eckels, Jerry Estle, Bruce Geis, Tommy Gosset, Steven Graham, Tommy Gruber, Donnie Hatcher, Joe Higginbotham, Johnny Jones, Mark McClain, Stanley McDaniel, Douglas Mayfield, Steve Nida, Ernest Dean Otte, Marvin Quinn, Mike Rauh, Randy Rauh, Kenny Ray, Lynn Ridgway, Buddy Sams, Terry Smith, Rudy Tanner, Floyd Thompson, Allen Wilson, Dan Edwards, John Gruber, Bobby Hayden, Bill Joachim, Johnny Kessinger, Billy Mann, Terry Dan Manning, Darrell McDaniel, Curtis Ridgway, Mack Ritchey, Max Ridgway, Gene

Smith, Jerry Sneary, Gary Tanner, Dick Tatro, Bobby Williams, Phil Ware, Dennis Weigand and Searle Wadley, who were given the privileges of the Floor, and beautifully rendered the following songs under the direction of Choirmaster Fred Neuman: "Oklahoma," "Lift Up Your Heads Ye Mighty Gates," and "The Creation."

Upon request of Senator Easterly the above named choir members were made Honorary Pages.

The Journal for the last legislative day was declared approved.

RESOLUTION

SCR 9 was introduced by Senator Pitcher, read at length as follows, adopted upon his motion and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 9—By Pitcher, of the Senate and Wilkerson, of the House.

A RESOLUTION CONGRATULATING THE PRYOR HIGHSCHOOL TIGERS, RUNNER-UP IN THE CLASS A BASKETBALL CHAMPIONSHIP TOURNAMENT AND CO-CHAMPIONS OF THE VERDIGRIS VALLEY CONFERENCE.

WHEREAS, the Pryor Highschool Tigers completed a highly successful 1959 Basketball Season on March 14, 1959, in the finals of the State Tournament, and

WHEREAS, these Tigers exhibited both courage and determination in the bid for the coveted crown and fell short of this goal by but a single point after a brilliant final quarter surge, and

WHEREAS, the Co-champions of the Verdigris Valley Conference proved to be a worthy opponent and respected representative of their conference;

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

SECTION 1. That the Pryor High-school Basketball Tigers are hereby congratulated on their successful 1959 Season and their praiseworthy efforts in the State Tournament.

SECTION 2. That duly authenticated copies of this Resolution be transmitted by official representatives of these Honorable Bodies to all members of the Pryor Highschool Tiger Basketball Team, to their fine Coach, Baily VanZandt and their Superintendent, Hal M. Buchanan.

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 18—Senate and Legislative Affairs.

HB 502—Public Safety.

DO PASS, as amended:

SB 138—Public Safety—To Appropriations and Budget by previous order.

COMMITTEE REPORTS

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Wilson (Beckham) who stated Permits would be issued in the office of the President Pro Tempore:

Mr. President:

We, your Committee on Senate and Legislative Affairs to whom was re-

ferred, requests for Lobby Permits, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Lobby Permits be granted to the following named persons:

From Oklahoma City, Oklahoma

George M. Morris, 2316 N.W. 31st, Veterans of Foreign Wars.

Everett L. Curtis, 2418 Guernsey, Oklahoma Apartment Owners' Association.

Mr. President:

We, your Committee on Senate and Legislative Affairs, upon consideration of the question of recessing the Legislature, beg leave to report that we had the same under consideration and herewith return the same with the following recommendation:

Since members will be able to vote by absentee ballot and considering the work load on the Calendar and in committees, the Committee recommends to the Honorable Senate that the Senate continue with its regular work schedule and not recess on April 7th and that individual members of the Senate vote by absentee ballot on the April 7th Special Election.

Senator Wilson (Beckham) moved the adoption of the above Report, which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 8 and **SB 181** each correctly engrossed.

Engrossed **SCR 8** and Engrossed **SB 181** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bills were introduced and read the first time:

SB 201—By Field—An Act relating to insurance; authorizing State Departments, institutions and agencies, gov-

erning bodies of counties, cities, towns or villages and school boards of the State of Oklahoma to procure and maintain group insurance policies for their officers and employees, and their families; providing that necessary premiums or contributions to procure and maintain such insurance shall be paid or contributed by the participating officer or employee; authorizing state departments, institutions and agencies, governing bodies of counties, cities, towns or villages and school boards to do all that is necessary for the establishment and maintenance of group insurance plans, including the assignment of necessary administrative or clerical duties to the regularly appointed administrative and clerical employees of state agencies or other governmental units; providing the manner of collecting premiums and contributions for such group insurance; authorizing deductions from the monthly salary of participating officers and employees in payment of such premiums and contributions; prescribing the duties of the State Budget Director, and the State Auditor or Appropriate Official of county, municipal or other local governmental units in connection therewith; directing that Sections 1, 2 and 3 of this Act shall be codified as Article 46, Sections 4601, 4602, and 4603, respectively, 36 O. S. Supp. 1959; and declaring an emergency.

SB 202—By Stipe—An Act relating to the practice of chiropractic; amending 59 O. S. 1951, § 164d, as amended, which provides grounds and procedure for the revocation or suspension of original and renewal licenses of licensed chiropractors of the State, by clarifying grounds for revocation or suspension based on administration or prescription of drugs, medicines or serums; and declaring an emergency.

SB 203—By Bailey—An Act relating to educational institutions; authorizing the Board of Regents of the University of Oklahoma to lease certain lands of

the University to the Oklahoma National Guard, a Department of the State of Oklahoma, on which to construct and maintain an aviation maintenance shop hangar and related facilities; providing procedure therefor; and declaring an emergency.

SB 204—By Bailey—An Act relating to education; amending 70 O. S. 1951 §§ 2093 and 2094, as amended, which provide for educational institution airports, and the uses, control, and policing thereof, by: Authorizing the sale and execution of oil and gas leases on institutional airport properties; authorizing use of receipts for airport maintenance and improvement; and declaring an emergency.

GENERAL ORDER

Senator Ritzhaupt asked unanimous consent that consideration of **SB 4**, by Ritzhaupt and Harris, be set for Special Order at 2:00 o'clock p.m. Wednesday, which was the order.

Senator Wilson (Beckham) asked unanimous consent that the Senate and Legislative Committee be designated to meet with a committee of the Honorable House to arrange for a Friendship Dinner for the Senate and House, which was the order.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 199—Judiciary.

SB 200—Judiciary.

Senator McSpadden asked unanimous consent that **SB 200** be referred to the Committee on State and Federal Government after consideration by the Committee on Judiciary, which was the order.

Senator McSpadden asked unanimous consent that **SB 19** and **HB 531** be referred to the Committee on State and Federal Government after consideration

by the Judiciary Committee, to which Senator Wilson (Beckham) objected.

Senator McSpadden moved that **SB 19** and **HB 531** be referred to the Committee on State and Federal Government after consideration by the Judiciary Committee.

Senator Wilson (Beckham), as a substitute, moved that the Committee on State and Federal Government sit with the Judiciary Committee and jointly consider the two bills, which motion was tabled upon motion of Senator McSpadden.

The vote occurring on the McSpadden motion, it was declared adopted.

HB 700—Education, then to Business and Industry.

MESSAGES FROM GOVERNOR

Advising approval by him, March 23, 1959, of Enrolled **SB 91** entitled:

ENROLLED SENATE BILL NO. 91—By Tipps, Allen, Cartwright (Bryan), Cobb, Collins, Fine, Herndon, McSpadden and Miskovsky of the Senate and Cartwright, Bradley (Tulsa), Burnham, Converse, Dyer, Hopkins, Lance, Patterson, Sparger, Stewart and Willis (Cherokee) of the House.

AN ACT RELATING TO MINNOWS; STATING THE PURPOSE OF THE ACT IS THE PREVENTION OF DEPLETION OF CERTAIN NATURAL RESOURCES; PROVIDING FOR COMMERCIAL MINNOW DEALER'S AND HELPER'S LICENSE, PREREQUISITES AND METHOD FOR OBTAINING SUCH LICENSE, AND RIGHTS AND DUTIES THEREUNDER; PROVIDING FOR DISPOSITION OF LICENSE FEES; PRESCRIBING RESTRICTIONS ON MINNOW GATHERING EQUIPMENT AND NUMBER OF ASSISTANTS TO BE USED BY LICENSEE; REQUIRING PERMISSION OF LANDOWNER FOR FISHING; EXEMPTING SEINING FOR INDIVIDUAL BAIT, AND BY CHILDREN

DEALING IN SMALL QUANTITIES; REQUIRING LICENSE FOR MINNOW IMPORTERS; PROHIBITING TRANSPORTATION OF MINNOWS OUT OF THIS STATE OR SALE THEREOF EXCEPT MINNOWS RAISED IN A REGULARLY LICENSED COMMERCIAL MINNOW HATCHERY; REFUNDING LICENSE FEES PREVIOUSLY PAID BY INELIGIBLE PERSONS; MAKING VIOLATIONS OF THIS ACT A MISDEMEANOR AND PROVIDING PUNISHMENT FOR VIOLATIONS; REPEALING CHAPTER 2, TITLE 29, PAGES 204, 205 AND 206, OKLAHOMA SESSION LAWS 1957; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 613—By Insurance Committee.—An Act pertaining to insurance; prohibiting discrimination by any insurer through fictitious grouping of any firm, corporation or association of individuals; making certain exceptions; and declaring an emergency.

HB 720—By Gotcher and Shoemaker—An Act relating to penal and correctional institutions and programs; stating the purpose of this Act; creating the State Board of Corrections and the State Department of Corrections; conferring jurisdiction and prescribing certain duties; creating divisions within the department; providing for the appointment of a director of the division and such other employees as authorized by the board and for the payment of the salaries thereof; authorizing the Board to adopt necessary rules of procedure; authorizing reimbursement to Board members for expenses incurred; providing for office space for said board and department; transferring jurisdiction and control over certain state institutions from the State Board of Public

Affairs to the State Board of Corrections; and declaring an emergency.

HB 723—By Shoemake, Gotcher and Wolf of the House and Wilson (Greer) of the Senate—An Act providing that time spent on unrevoked parole shall be deducted from the sentence of any person sentenced to imprisonment in a State Penal Institution; making said Act both retroactive and prospective, and making the provisions thereof severable; repealing conflicting laws; and declaring an emergency.

HB 724 — By Shoemake, Levergood, Belvin, Gotcher, Privett, Karnes, Sparger, Tinker, Bond (Marshall), Hargrave, Roberts, Howard, Cole, Patterson, Morrow, Avey, Bower, Cartwright, Clark, Daniel, Daugherty, Goodfellow, Mitchell, Odom (McIntosh), Poynor, Richardson, Richeson, Watkins and Willis (Jackson) of the House and Mahan of the Senate—An Act pertaining to roads and streets; authorizing the State Highway Department and County Commissioners to build and maintain roads and streets in cities and towns having population of one thousand five hundred or less; requiring authority of governing body of such city or town; repealing Section One, Chapter 5, Title 11, Page 34, Oklahoma Session Laws 1957 (11 O. S. Supp. 1957, § 117.1) which authorized such work only on roads leading to churches, schools and businesses; providing for severability; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MOTION TO RECONSIDER VOTE

The vote occurring on the Stipe motion to reconsider the vote by which **HB 684** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Hope, Kerr, Land, Mc-

Clendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham).—31.

Nay: Allen, Cartwright (Seminole), Cowden, Dacus, Garvin, Herndon, King, Tipps, Walker, Wilson (Greer).—10.

Excused: Breeden, Cobb, Collins.—3.

THIRD READING

HB 684 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham).—30.

Nay: Allen, Cartwright (Seminole), Dacus, Herndon, McClendon, McSpadden, Mahan, Tipps, Walker, Wilson (Greer).—10.

Excused: Breeden, Cobb, Collins.—3.

Not Voting: Cowden.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham).—30.

Nay: Allen, Cartwright (Seminole), Dacus, Herndon, McClendon, McSpadden, Mahan, Tipps, Walker, Wilson (Greer).—10.

Excused: Breeden, Cobb, Collins.—3.

Not Voting: Cowden.—1.

The emergency was declared passed.

HB 684 was referred for engrossment.

GENERAL ORDER

SB 159, by Committee on Agriculture, was read and considered.

Senator Dacus presiding.

Senator Mahan asked unanimous consent, which was granted, to be made a co-author of **SB 159**.

By unanimous consent, upon request of Senator Stipe, further consideration of **SB 159** was temporarily deferred.

HB 688, by Fogarty, et al, was read and considered.

Senator Ritzhaupt moved to amend **HB 688**, line 2, page 2, by inserting after the word, "hours," and before the comma, the following: "and on Saturdays and Sundays between the hours of 1:00 o'clock p. m. and 10:00 o'clock p. m." which amendment was declared adopted.

Senator Mahan presiding.

Senators Shoemake and Baldwin moved to amend **HB 688**, line 16, page 2, by striking the period after the word, "application," and before the word, "such," inserting a comma in lieu thereof, which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 688**, line 16, page 3, as follows: By changing the period to a comma and adding the following language: "and on Saturdays and Sundays between the hours of 1:00 o'clock p. m. and 10:00 o'clock p. m.," which amendment was declared adopted.

Senators Shoemake and Baldwin moved to amend **HB 688**, line 16, page 3, by striking the period after the word, "there," and inserting before the words, "Section 2", the following language: "except from one o'clock p. m. to ten o'clock p. m. on Saturdays and Sundays. Provided, that no such license shall be issued to any females under the age of eighteen (18) and no male under the age of twenty-one (21), except upon the consent and authority expressly

given by the parent or guardian of such under-age applicant in the presence of the authority issuing such license; provided further that if the certificate of a duly licensed medical doctor or osteopath, acknowledged in the manner provided by law for the acknowledgment of deeds, and stating that such parent or guardian is unable by reason of health or incapacity to be present in person, is presented to such licensing authority, the license may issue on the written consent of such parent or guardian, acknowledged in the same manner as the accompanying medical certificate. Any such certificate and written permission shall be retained by the official issuing the marriage license, together with the returned license," which amendment was declared adopted.

Senators Shoemake and Baldwin moved to amend the title of **HB 688** by inserting after the semi-colon succeeding the word, "AGE", and before the words, "A FILING PERIOD," the following: "PRESENCE OF PARENT OR GUARDIAN WITH UNDERAGE APPLICANTS, OR PROOF OF THEIR DISABILITY TO BE PRESENT WITH WRITTEN CONSENT OF PARENT OR GUARDIAN TO MARRIAGE," which amendment was declared adopted.

Senator Ritzhaupt moved to amend the title of **HB 688** after the word, "OFFICIAL," and before the semi-colon preceding the word, "APPLICATION," by inserting the following: "AND DURING CERTAIN SPECIFIED HOURS ON WEEK ENDS." which amendment was declared adopted.

Senator Hamilton moved to amend **HB 688**, line 2, page 2, by striking the words "during his regular office hours," and placing a period after the figure "3" on line 12, page 3, striking the remainder of line 12 and all of lines 13, 14, 15 and 16, which amendment was declared adopted.

Senator Fine moved to amend **HB 688**, line 3, page 4, by striking the words and figures, "twenty-five (25)" and inserting the words and figures, "eighteen (18)," which amendment was declared adopted.

Senator Easterly moved to amend **HB 688**, line 17, page 3, by adding a new Section 2 and renumbering the succeeding sections accordingly: "SECTION 2. It shall be unlawful for the court clerk of any county of this State to sell, offer for sale or permit the sale of any paper, instrument or other item in connection with the issuance of marriage licenses or any other matter, except such as are authorized by law where the fee or funds received go to the court or other public fund. Any person violating the provisions of this Section shall be guilty of a misdemeanor," and amend the title accordingly, which amendment was declared adopted.

Senator Cartwright (Bryan), moved to amend **HB 688**, page 3, by striking all of line 5 and line 6 up to and including the word, "issue." and inserting the words, "be issued," before the word, "under," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, **HB 688**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **HB 688**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 688 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, King, McColgin, McSpadden, Mahan, Morford,

Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Wilson (Greer).—25.

Nay: Berrong, Boecher, Carrier, Cowden, Dacus, Hope, Kerr, Land, McClendon, Miskovsky, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—15.

Excused: Breeden, Cobb, Collins.—3.

Not Voting: Bailey.—1.

The bill was declared passed.

Senator Ritzhaupt asked unanimous consent that the emergency clause to **HB 688** be stricken and that the title be amended accordingly, which was the order.

HB 688, as amended, was referred for engrossment.

GENERAL ORDER

SB 129, by Miskovsky, was read and considered.

Upon motion of Senator Miskovsky, **SB 129** was advanced to engrossment and third reading.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **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:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Sandlin.—1.

Excused: Breeden, Cobb, Collins.—3.

Not Voting: Bailey, Cartwright (Seminole), Garvin, Hall.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Sandlin.—1.

Excused: Breeden, Cobb, Collins.—3.

Not Voting: Bailey, Cartwright (Seminole), Garvin, Hall.—4.

The emergency was declared passed.

SB 129 was referred for engrossment.

GENERAL ORDER

SB 119, by Miskovsky, was read and considered.

Senator Mahan asked to be made co-author of **SB 119**, which was the order.

Senator Miskovsky moved to amend **SB 119**, line 7, page 7, by adding after the word, "done," and before the words, "Section 10," the following sub-paragraph: "(4) A person practicing land surveying for himself or as an employee of another person, partnership or corporation but who does not offer his services to the public as a land surveyor," and by striking the words, "not less than One Hundred," on page 13, line 1, and by striking the following on page 13, line 2, "Dollars (\$100.00) or," which amendment was declared adopted.

Senator Hamilton moved to amend **SB 119**, line 13, page 8, by inserting a sub-paragraph between lines 12 and 13 to be numbered (4) as follows: (4) Seventy per cent of the fees collected under Section 10, subparagraphs (1), (2) and (3) shall be credited to the General Revenue Fund of the State of Oklahoma.

By unanimous consent, Senator Hamilton amended his amendment by striking "Seventy per cent." and inserting, "Fifty per cent."

The vote occurring on the Hamilton amendment, as amended, it was declared failed of adoption.

Senator Payne asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Grantham moved to amend **SB 119**, lines 7 and 14 on page 5 by striking the word and figure, "six (6)," and inserting the word and figure, "twelve (12)," which amendment was declared adopted.

Senator Grantham moved to amend **SB 119**, line 16, page 5, by striking the word, "six," and inserting the word, "twelve," which amendment was declared adopted.

Senator Berrong moved to amend **SB 119**, line 13, page 4, by striking the figure, "8," and inserting the figure, "6," which amendment was declared adopted.

Upon motion of Senator Miskovsky, **SB 119**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended and **SB 119**, as amended, 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:

Aye: Bailey, Berrong, Boecher, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—26.

Nay: Allen, Baldwin, Cartwright

(Bryan), Cowden, Fine, Hamilton, Hern-
don, McClendon, Morford, Trent.—10.

Excused: Breeden, Cobb, Collins,
Payne.—4.

Not Voting: Carrier, Cartwright
(Seminole), Pitcher, Tipps.—4.

The bill was declared passed.

Senator Miskovsky asked unanimous
consent, which was granted, that the
emergency to **SB 119** be stricken and the
title amended to conform thereto.

SB 119, as amended, was referred for
engrossment.

GENERAL ORDER

SB 61, by Hope and Bailey of the
Senate and Ruby and Davis of the
House, was read and considered.

Senator Fine moved to amend **SB 61**,
line 2, page 3, by striking the period
after the word "law" and inserting a
comma and adding "provided the salaries
of the Press Secretary, Legal Counsel
and Executive Secretary shall be the
same and shall not exceed the sum of
Ten Thousand (\$10,000.00) Dollars
each" which amendment was declared
adopted.

Senator Fine moved to amend **SB 61**,
line 10, page 3, by striking the period
after the word "Governor" and adding
the following: "provided no employee
shall receive more than Ten Thousand
(\$10,000.00) Dollars per year in salary"
which amendment was declared adopted.

Upon motion of Senator Hope, **SB 61**,
as amended, was advanced to engross-
ment and third reading.

Senator Hope moved that the rules
of the Senate be suspended and **SB 61**,
as amended, be considered engrossed and
placed upon third reading and final pas-
sage, which motion was declared adopt-
ed.

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: Allen, Bailey, Baldwin, Berrong,
Boecher, Cartwright (Bryan), Cowden,
Dacus, Easterly, Field, Fine, Garvin,
Grantham, Hall, Hamilton, Harris, Hern-
don, Hope, Kerr, King, Land, McClen-
don, McColgin, McSpadden, Mahan,
Miskovsky, Morford, Pazoureck, Pitcher,
Ritzhaupt, Sandlin, Shoemake, Stipe,
Tipps, Trent, Walker, Wilson (Beck-
ham), Wilson (Greer).—38.

Excused: Breeden, Cobb, Collins,
Payne.—4.

Not Voting: Carrier, Cartwright
(Seminole).—2.

The bill was declared passed.

On the question of passage of emer-
gency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong,
Boecher, Cartwright (Bryan), Cowden,
Dacus, Easterly, Field, Fine, Garvin,
Grantham, Hall, Hamilton, Harris, Hern-
don, Hope, Kerr, King, Land, McClen-
don, McColgin, McSpadden, Mahan,
Miskovsky, Morford, Pazoureck, Pitcher,
Ritzhaupt, Sandlin, Shoemake, Stipe,
Tipps, Trent, Walker, Wilson (Beck-
ham), Wilson (Greer).—38.

Excused: Breeden, Cobb, Collins,
Payne.—4.

Not Voting: Carrier, Cartwright
(Seminole).—2.

The emergency was declared passed.

SB 61, as amended, was referred for
engrossment.

GENERAL ORDER

SB 49, by Hope and Bailey of the Sen-
ate and Ruby and Davis of the House,
was read and considered.

Senator Hope asked unanimous con-
sent, which was granted that **SB 49**
be amended by striking the enacting
clause therefrom.

Upon motion of Senator Hope, **SB 49**,
as amended, was advanced to engross-
ment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, HERNON, Hope, Kerr, King, Land, McCLENDON, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Breeden, Cobb, Collins, Payne.—4.

Not Voting: Carrier, Cartwright (Seminole).—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, HERNON, Hope, Kerr, King, Land, McCLENDON, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Breeden, Cobb, Collins, Payne.—4.

Not Voting: Carrier, Cartwright (Seminole).—2.

The emergency was declared passed.

SB 49, as amended, was referred for engrossment.

GENERAL ORDER

SB 108, by Allen, was read and considered.

Upon motion of Senator Allen, **SB 108** was advanced to engrossment and third reading.

Upon motion of Senator Allen, the rules of the Senate were suspended and **SB 108** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 108 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, HERNON, Hope, Kerr, King, Land, McCLENDON, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Grantham, Mahan.—2.

Excused: Breeden, Cobb, Collins, Payne.—4.

Not Voting: Cartwright (Seminole), Miskovsky, Morford.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, HERNON, Hope, Kerr, King, Land, McCLENDON, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Grantham, Mahan.—2.

Excused: Breeden, Cobb, Collins, Payne.—4.

Not Voting: Cartwright (Seminole), Miskovsky, Morford.—3.

The emergency was declared passed.

SB 108 was referred for engrossment.

GENERAL ORDER

SB 15, by the Senate Committee on Education, was read and considered.

Senator Walker moved to amend **SB 15**, line 8, page 2, by inserting after the word "Degree" (line 7) and before the word "per" "Three Thousand Four Hundred (\$3,400.00) Dollars for the 1959-1960 school term and Three Thousand Six Hundred (\$3,600.00) Dollars for each school year thereafter" which amendment was declared failed of adoption.

Senator Ritzhaupt moved to amend **SB 15**, line 5, page 3, by striking after the word "for" and before the word "of" the words "each year" and inserting in lieu thereof the words and figures "the first five years and \$150.00 for each additional year" which amendment was tabled upon motion of Senator Hamilton.

Senator Ritzhaupt moved to amend **SB 15**, line 11, page 3, by striking all of Section 2, which amendment was tabled upon motion of Senator Hamilton.

Upon motion of Senator Hamilton, **SB 15**, as amended, was advanced to engrossment and third reading.

Senator Miskovsky asked unanimous consent that the vote be reconsidered by which **SB 15**, as amended, was advanced to engrossment and third reading for the purpose of asking to become a co-author of the Bill.

Senator Allen raised a point of order against the Miskovsky request, which was sustained, stating under the Senate Rules, the adding of members of the Senate as co-authors to a bill is NOT an amendment.

Senator Miskovsky asked that the individual members of the Senate Committee on Education, together with himself, be listed as the authors and co-authors of **SB 15**, which request was

ruled out of order by the Presiding Officer, insofar as individual members of the said Committee were concerned.

Senator Miskovsky asked that he be made a co-author of **SB 15**, which was the order.

Senators Fine, McColgin, Allen, McSpadden, Harris and Mahan asked to be made co-authors of **SB 15**, which was the order.

Upon motion of Senator Hamilton, the rules of the Senate were suspended and **SB 15**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—33.

Nay: Carrier, Garvin, Hall, Pazour-eck, Ritzhaupt, Stipe, Wilson (Beckham).—7.

Excused: Breeden, Cobb, Collins, Payne.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—33.

Nay: Carrier, Garvin, Hall, Pazour-

eck, Ritzhaupt, Stipe, Wilson (Beckham).—7.

Excused: Breeden, Cobb, Collins, Payne.—4.

The emergency was declared passed.

SB 15, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Bailey moved that the vote be reconsidered by which **SB 15**, as amended, was passed.

Senator Miskovsky asked unanimous consent, to which Senator Wilson (Beckham) objected, that the rules of the Senate be suspended for the purpose of immediately considering the Bailey motion to reconsider the vote by which **SB 15**, as amended, was passed.

Senator Hamilton moved that the Rules of the Senate be suspended for the purpose of immediately considering the Bailey motion, to reconsider the vote by which **SB 15**, as amended, was passed.

Senator Tipps, as a substitute moved that the Senate adjourn, when the Clerk's desk is cleared of routine matters.

Senator McClendon moved to table the Tipps' motion.

Senator King, as a substitute, moved that the Senate adjourn at fifteen minutes before 6:00 o'clock, p. m., this day.

The Presiding Officer, Senator Mahan, declared a motion to adjourn takes precedence, citing Rule 26, and declared the Tipps' motion before the Senate.

Senator Hamilton asked unanimous consent, which was granted, to withdraw his motion to suspend the rules for the purpose of immediately considering the Bailey motion to reconsider the vote by which **SB 15** was passed, advising that he had been informed Senator Bailey had left the Chamber for the remainder of the day.

The vote occurring on the Tipps' motion, to adjourn when the Clerk's desk is clear, it was declared adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 205—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the State Election Board for the purpose of paying the expenses of any special election; stating the funds from which the appropriations are to be made; making the appropriations non-fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 206—By Mahan—An Act relating to workmen's compensation; amending 85 O. S. 1951, § 43, as amended, which prescribes a one year limitation for filing claim for workmen's compensation, by extending such limitation to two years, and by precluding any insurance carrier or employer who has failed to file first notice of injury from invoking the limitations of this Section; and declaring an emergency.

SB 207—By Hope, Bailey, Ritzhaupt and Hamilton of the Senate and Ruby and Davis of the House—An Act making an appropriation to the State Board of vocational education; stating the purpose; providing for agreements with the United States office of education; authority for the appointment and compensation of personnel; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 208—By Hope of the Senate—An Act relating to special mobilized machinery, amending 47 O. S. 116.1, 116.3, 116.4 and 116.5, which pertains to size, weight and load limits of motor vehicles; substituting a limit of 650 pounds per inch of width of tire per wheel for certain special mobilized ma-

chinery; and providing for a permit fee in lieu of other fees; and including the constitutional ad valorem tax; repealing all conflicting laws and parts of laws; and providing penalties for non-compliance; providing for severability and declaring an emergency.

SB 209—By Morford and Grantham of the Senate and Levergood, Ruby, Spraker, Larason, Gotcher, Shoemake, Poyner, McGahey, Hargrave, Meacham, Kardokus, Ford, Karnes, Roberts, Fogarty, Howze, Etling, Finch, Skaggs, Rogers and McCune of the House—An Act providing for the simplification of land titles; providing that any person having an unbroken chain of titles of record to any interest in land for thirty-one (31) years shall at the end of such period be deemed to have a marketable record title thereto subject only to such claims and defects of title as are not barred under this Act; excluding application of the Act where the land is in the hostile possession of another; defining the term “unbroken chain of title”; providing, however, that any interest or claim originating prior to such thirty-one (31) year period may be preserved and kept effective by filing a notice thereof; prescribing the contents of such notice and the method and manner of filing and indexing thereof; designating the legislative purpose of this Act be the simplifying and facilitating of land title transactions; and providing that nothing contained in this Act shall extend any existing statutes of limitations; further providing that the Act shall not bar any lessor or his successor of right to possession of expiration of any lease, or any lessee or his successor of his rights in any lease; nor

to bar any interest of a mortgagor or mortgagee until after such interest claimed under the instrument shall have become due and payable; nor shall it bar or extinguish any easement by reason of failure to file such notice; nor shall it affect any right, title or interest in land owned by the United States nor any right, title, or interest in any land owned or used by the State of Oklahoma, or by any department, commission or political subdivision thereof.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 7**, co-authored by Andrews, Cartwright, Daniel, Howze, Livingston, Mitchell, Moad, Richardson, Richeson, Shipley, Shoemake, Skaggs, Sparger and Wolf.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HJR**s 511 and 512.

The above numbered Enrolled resolutions, after fourth reading, 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 656—Appropriations and Budget.

DO PASS, as amended:

SB 163—Appropriations and Budget.

HB 659—Appropriations and Budget.

As provided under the Tipps' motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

Forty-fifth Legislative Day

Tuesday, March 24, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—38.

Excused: Cobb, Collins, Herndon, Sandlin, Walker, Wilson (Greer).—6.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Field, with a great deal of animation, told of the arrival of his first and only grandchild, Debora Kay Field, born at 10:44 p.m., Thursday, March 19, weighing eight pounds and five ounces, and he stated definitely that she would be in the race for "Miss Oklahoma" in 1960. He asked that she be made an Honorary Page for this legislative day and that a proper badge be mailed to her at 1717 Little Lane, Ponca City, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin 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:

SJR 16—Judiciary — To Appropriations and Budget by reporting Committee.

SB 25—Insurance — To Appropriations and Budget by previous order.

SB 145—Insurance.

SB 173—Education — To Appropriations and Budget by previous order.

SB 180—Education.

HB 661—Judiciary.

DO PASS, as amended:

SB 153—Revenue and Taxation.

SB 197—Education.

HB 600—Judiciary.

Senator Shoemake asked unanimous consent that five hundred (500) copies of **SB 153** be mimeographed for use of the members of the Senate, which was the order.

REPORT OF COMMITTEE ON EMPLOYMENT AND PRINTING

Senator Easterly submitted the following report and upon his motion it was declared adopted:

Oklahoma City, Oklahoma

March 24, 1959

COMMITTEE ROOM OF
COMMITTEE ON
Employment and Printing

Mr. President:

We, your Committee on Employment and Printing, beg leave to report that we had under consideration the Senate printing for the 27th Legislative Ses-

sion, and that we have awarded the printing to The Leader Press, Inc., of Oklahoma City, Oklahoma, the bid of said Company being the best and lowest bid.

The prices to be paid said Company, The Leader Press, Inc., are as follows:
300 copies JOURNAL each day

Per printed page	\$4.90
Per blank page20
300 copies BILLS and RESOLUTIONS	
Per printed page	3.20
Per blank page20
300 copies CALENDAR	
Per printed page	4.70
Per blank page20
TABULAR and LEADER work	
Additional per page	1.30
Pages containing EIGHT or SIX POINT	
Composition, additional per page --	1.20
EXTRA COPIES of any of the above basis 100 copies, per printed page20
PERMANENT JOURNAL—175 copies to be bound in half leather—175 copies, in paper,	
Per printed page	3.95
Per blank page20

All type and stock to be as per Specifications, now on file with the Committee, and to be approved by the Committee.

DATED, this the 24th day of March, 1959.

/s/ Ben B. Easterly
Chairman

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 684 and 688 and SCR 9 and SBs 49, 61, 108, 119 and 129 each correctly engrossed.

SCR 7 correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs**

684 and 688, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 9** and **SBs 49, 61, 108, 119 and 129** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 7** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

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

SB 210—By Bailey—An Act relating to education; amending 70 O. S. 1951 § 2071 and 2072; providing for building construction by State Colleges and Universities, and the issuance of bonds therefor, by: Broadening the class of structures for which bonds may be issued; specifying the income and revenues from which bonds may be paid; authorizing issuance of either a single bond or serial bonds for the aggregate amount of an issue; making provisions of the 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 201—Insurance.

SB 202—Public Health.

SB 203—State and Federal Government.

SB 204—State and Federal Government.

SB 205—Appropriations and Budget.

SB 206—Judiciary.

SB 207—Education, then Appropriations and Budget.

SB 208—Oil and Gas.

SB 209—Judiciary.

HB 613—Insurance.

HB 720—Penal Institutions.

HB 723—Social Welfare.

HB 724—Roads and Highways.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SJR 18, by Allen, was read and considered.

Senators Wilson (Beckham), Easterly, Kerr, McColgin, Land, Miskovsky, and Grantham asked to be made co-authors of **SJR 18**, which was the order.

Senator Allen asked unanimous consent that Representative Russell Ruby of the House be made a co-author of **SJR 18**, which was the order.

Upon motion of Senator Allen, **SJR 18**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Allen, the rules of the Senate were suspended, and **SJR 18**, as coauthored, was considered engrossed and placed upon third reading and final passage.

Senator Cartwright (Bryan) presiding.

THIRD READING

SJR 18 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Shoemake, Tipps, Trent, Wilson (Beckham).—26.

Nay: Cartwright (Bryan), King, Ritzhaupt, Stipe.—4.

Excused: Berrong, Cobb, Collins, Herndon, Sandlin, Walker, Wilson (Greer).—7.

Not Voting: Carrier, Cartwright (Seminole), Field, Hall, Hope, McClendon, McSpadden.—7.

The resolution was declared passed.

SJR 18 was referred for engrossment.

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

MOTION TO RECONSIDER VOTE

Senator Bailey asked unanimous consent to withdraw his motion to reconsider the vote by which **SB 15** was passed, which was the order.

President Pro Tempore Garvin presiding.

Senator Baldwin presiding.

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

GENERAL ORDER

SB 159 was considered further.

Upon motion of Senator Fine, **SB 159**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Fine, the rules of the Senate were suspended, and **SB 159**, as co-authored, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—36.

Excused: Cobb, Collins, Herndon, Walker, Wilson (Greer).—5.

Not Voting: Allen, Breeden, Cartwright (Seminole).—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—36.

Excused: Cobb, Collins, Herndon, Walker, Wilson (Greer).—5.

Not Voting: Allen, Breeden, Cartwright (Seminole).—3.

The emergency was declared passed.

SB 159 was referred for engrossment.

GENERAL ORDER

Senator Hope asked unanimous consent that **HB 551**, by Ruby and Davis of the House and Hope and Bailey of the Senate, be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which was the order.

HB 656, by Ruby, et al of the House and Hope, Bailey and Miskovsky, of the Senate was read and considered.

Senator Hope asked unanimous consent that all members of the Senate be made co-authors of **HB 656**, which was the order.

Upon motion of Senator Hope, **HB 656**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 656**, as co-authored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 656 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boech-

er, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham).—36.

Excused: Cobb, Collins, Herndon, Walker, Wilson (Greer).—5.

Not Voting: Allen, Cartwright (Seminole), Stipe.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham).—36.

Excused: Cobb, Collins, Herndon, Walker, Wilson (Greer).—5.

Not Voting: Allen, Cartwright (Seminole), Stipe.—3.

The emergency was declared passed.

HB 656 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 553, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 553** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 553** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 553 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham)—36.

Not Voting: Allen, Cartwright (Seminole), Morford.—3.

Excused: Cobb, Collins, Herndon, Walker, Wilson (Greer).—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham)—36.

Not Voting: Allen, Cartwright (Seminole), Morford.—3.

Excused: Cobb, Collins, Herndon, Walker, Wilson (Greer).—5.

The emergency was declared passed.

HB 553 was referred for engrossment.

GENERAL ORDER

HB 547, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 547** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Trent, Wilson (Beckham).—33.

Nay: Tipps.—1.

Not Voting: Allen, Cartwright (Seminole), Harris, Pitcher, Shoemake.—5.

Excused: Cobb, Collins, Herndon, Walker, Wilson (Greer).—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Trent, Wilson (Beckham).—33.

Nay: Tipps.—1.

Not Voting: Allen, Cartwright (Seminole), Harris, Pitcher, Shoemake.—5.

Excused: Cobb, Collins, Herndon, Walker, Wilson (Greer).—5.

The emergency was declared passed.

HB 547 was referred for engrossment.

Senators Cobb and Herndon asked to be recorded present, which was the order.

SPECIAL COMMITTEE REPORT

Senator Trent, having been appointed under **SR 31**, to appear before the Banking and Currency Committee of the

United States Senate for planning and studying the problems relating to economically depressed areas in Oklahoma, gave an instructive and comprehensive oral report of his meetings in Washington, and submitted the following written report, herewith incorporated by unanimous consent:

STATEMENT OF PAUL POLIN, TOM KISER, STATE REPRESENTATIVE VIRGIL TINKER AND STATE SENATOR BOB A. TRENT BEFORE SUBCOMMITTEE NUMBER 3, HOUSE BANKING AND CURRENCY COMMITTEE.

Mr. Chairman, and members of the committee: We wish to express our gratitude to you for the opportunity of appearing before you today. We are appearing at this time in support of area redevelopment legislation to express our findings for urgent and immediate need thereof. The surplus of labor with unemployment and underemployment existing not only in Oklahoma but throughout the nation is one which is parasitic and which is eating at the basic foundations of our democracy. Unless remedial action is instituted to alleviate these conditions with proper area redevelopment legislation we must be prepared to face the consequences.

There are two bills under discussion at this time that could if passed offer us a substantial mile-stone in economic area development. They are those sponsored by Mr. Edmondson (H. R. 3622) and that sponsored by Mr. Spence (H. R. 3505). Although identical in many respects, Mr. Edmondson's (H. R. 3622) expands the thinking relative to the rural eligibility in that he proposes:

"The Administrator shall also designate as "rural redevelopment areas" those rural areas within the United States in which he determines that, during the period immediately preceding the date on which an application for assistance is made under this Act, 12 per centum or more of the population

has been receiving public assistance payments from the State in which such area is located."

Unless this is incorporated into area redevelopment legislation that is passed, an injustice will be done to many historically depressed areas of long standing. The relative history for qualifying these rural counties for eligibility under the plan called for in H. R. 3505 is not available for a determining factor and consequently provides ineligibility. These counties which exist not only in Oklahoma but in many other parts of the nation possess a wealth of natural resources that are presently lying shamefully dormant. Oklahoma today has a state average of public assistance of 7.7% of the population. This compares with a national average of 5.5%. If we can reduce the state average to that of the national we can effect a savings of thirty million dollars annually. The counties having the most depressed conditions were not even eligible and required as much as 15 times the amount of revenue taken out of those counties in sales taxes put back in by way of public assistance.

We wish at this time to make reference to Senate Banking and Currency Committee Report No. 110, 86th Congress, relative to the Area Redevelopment Act, accompanying Senate bill 722. This committee adopted a modification of the legislation to adopt the amendment recommended by Representative Edmondson and adopted it into the bill. We feel that the 12% or more feature with regard to public assistance is equal to or more vital to this bill than sections which provide for unemployment for extended periods of time for low income families in rural areas and for loans and grants for facilities. We endorse the provisions in all three of the above mentioned bills which provide (1) industrial areas when there exists substantial and persistent unemployment for an extended period of the: (2) rural development areas where exist a large

number and percentage of low income families and a condition of substantial and persistent unemployment or underemployment; (3) loans and grants for public facilities and (4) the vocational training program. We also would like very much to keep the features of the Edmondson bill which will provide assistance to include the Indian tribes of the nation.

In conclusion, we would like to recommend that the money provisions for this important area redevelopment act be maintained if not increased. This nation has spent untold billions in foreign Point Four programs, and that it is time that we take a serious look at our own economy and allow our citizens in these depressed areas to live and enjoy the American high standard of living. Charity begins at home, and what we are asking for is not charity but merely for the chance to allow our own citizens to lift themselves by their own bootstraps and to be a credit to the competitive economy that we maintain in this great nation.

This statement is made by Paul Polin, Tom Kiser, State Representative Virgil Tinker and State Senator Bob A. Trent all from Oklahoma and all of whom are members of Governor J. Howard Edmondson's Committee on Area Redevelopment.

Senator Cowden raised a question of "No Quorum" and upon roll call being ordered, the Presiding Officer declared a quorum present.

Senator Mahan presiding.

Senator Breeden, who under the provisions of **HCR 515**, was authorized to represent the Senate officially as a guest of the United States Navy in its orientation program for outstanding newsmen to observe its sea, surface and air operations, gave a most informative and interesting oral report of his trip to Hawaii and surrounding islands, and stated his written report will be forthcoming soon.

GENERAL ORDER

HB 602, by McCune, et al of the House and Land of the Senate, was read and considered.

Senator Land moved to amend **HB 602**, line 17, page 14, by adding the following new sentence: "Nothing herein shall be construed to authorize any city or Urban Renewal Authority to construct or operate public housing facilities," which amendment was declared adopted.

Senator Land moved to amend **HB 602**, line 3, page 34, by changing the period after the word, "granted," to a comma and adding the following: "provided that the records covering all transactions shall be open to public scrutiny and may be inspected by any person affected thereby during regular office hours and upon reasonable notice," which amendment was declared adopted.

Upon motion of Senator Land, **HB 602**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Land, the rules of the Senate were suspended, and **HB 602**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 602 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Cartwright (Bryan), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham).—32.

Nay: Allen, Berrong, Carrier, Easterly, Trent.—5.

Excused: Collins, Walker, Wilson (Greer).—3.

Not Voting: Boecher, Cartwright (Seminole), Cobb, Ritzhaupt.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Cartwright (Bryan), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham).—32.

Nay: Allen, Berrong, Carrier, Easterly, Trent.—5.

Excused: Collins, Walker, Wilson (Greer).—3.

Not Voting: Boecher, Cartwright (Seminole), Cobb, Ritzhaupt.—4.

The emergency was declared passed.

HB 602, as amended, was referred for engrossment.

President Pro Tempore Garvin presiding.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 27, 30, 84, 132** and **94**, co-authored by Cox, Forsythe, Greenhaw, Hurst and Murrow.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 131**, as amended.

HAs to **SB 131** read as follows, and concurred in upon motion of Senator McClendon:

AMENDMENT NO. 1. Amend the **TITLE** of Engrossed Senate Bill No. 131, Page 1, Line 8 after the word "REGISTRARS" and before the words "AND DECLARING AN EMERGEN-

CY" by inserting the following: "PROVIDING THAT PRECINCT REGISTRARS OR DEPUTY REGISTRARS SHALL NOT BE CONSTRUED TO BE OFFICE HOLDERS, OR THE DEPUTIES OF OFFICE HOLDERS, UNDER THE TERMS OF SECTION 6, TITLE 51, O. S. 1951."

AMENDMENT NO. 2. Page 1, by adding a new **SECTION** after **SECTION 1**, to be known as **SECTION 2**, to read as follows:

"**SECTION 2.** Provided that precinct registrars or deputy registrars shall not be construed to be office holders, or the deputies of office holders, under the terms of Section 6. Title 51, O. S. 1951."

SB 131, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—37.

Excused: Collins, Walker, Wilson (Greer).—3.

Not Voting: Bailey, Hall, Morford, Pitcher.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin,

Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—37.

Excused: Collins, Walker, Wilson (Greer).—3.

Not Voting: Bailey, Hall, Morford, Pitcher.—4.

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 transmitting for consideration Engrossed:

HB 549—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the State Insurance Board; providing that the State Insurance Board shall fix the duties and compensations of employees; fixing lapse date; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency.

HB 578—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the salary administration board; stating the purpose; making the appropriations fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 579—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making an appropriation to the State Board of Vocational Education; stating the purpose; providing for agreements with the United States office of education; authority for the appointment and compensation of personnel; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

HB 718—By Sparkman and Etling of the House and Hall of the Senate—An Act relating to certain school and public lands; authorizing and directing the appointment of appraisers; authorizing and directing the appraisal and sale of all

such lands; providing for the manner and terms of sales; requiring the reimbursement to lessee for any and all improvements owned by said lessee; requiring the commissioners of the land office to execute and deliver to the purchaser a patent in fee simple immediately upon full payment of the purchase price of said lands; providing for the disposition of the proceeds from sales; repealing all laws or parts of laws in conflict herewith; and providing for severability; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

RESOLUTION

By unanimous consent, **SCR 10** was introduced by Senator Easterly, following which he asked that all members of the Senate be shown as coauthors of the Resolution, which was the order.

SCR 10, as co-authored, was read at length as follows, adopted upon motion of Senator Easterly and ordered referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 10 — By Easterly, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham) and Wilson (Greer), of the Senate and Murrow, of the House.

A RESOLUTION TAKING OFFICIAL NOTE OF THE SELECTION OF EDNA DONLEY AS NATIONAL TEACHER OF THE YEAR; CONGRATULATING MISS DONLEY ON THIS HIGHEST OF PROFESSIONAL HONORS AND COMMENDING HER ON HER YEARS OF OUTSTANDING SERVICE AS A TEACHER; AND DIRECT-

ING THAT COPIES OF THIS RESOLUTION BE MAILED TO INTERESTED PERSONS.

WHEREAS, the National Education Association and the Chief State School Officials Association annually cooperate in the selection of a National Teacher of the Year; and

WHEREAS, the recipient of this highest mark of recognition for classroom teachers is selected after an exhaustive screening of the outstanding classroom teachers in the primary and secondary schools of this Nation; and

WHEREAS, Miss Edna Donley of Alva, Oklahoma, has been selected as the National Teacher of the Year and will be honored by suitable ceremonies in New York City, and Washington, D. C., including an appearance on a national television program and culminating with an interview with the President of the United States; and

WHEREAS, the people of the State of Oklahoma are proud to be represented by an individual who has given thirty-two years, of her life to the teaching profession, who has served as President of the Oklahoma Educational Association, who has been a Sunday School Teacher for years in addition to her classroom teaching activities, and who, in short, typifies the outstanding qualities of the teaching profession; and

WHEREAS, those who mold the minds of our youth hold the highest of responsibilities and the most sacred of trusts, and truly outstanding members of this noblest of professions should be duly recognized for their sacrifices and achievements; and

WHEREAS, it is therefore most fitting and appropriate that the Legislature of the State of Oklahoma pay official tribute to the lifetime of service rendered by Miss Edna Donley to the past, present and future citizens of the State of Oklahoma and congratulate her

on the coveted and well deserved honor which she has been awarded.

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

That Miss Edna Donley is hereby officially commended for her selfless contributions and outstanding professional achievements as a teacher in our public schools and is hereby officially congratulated on being chosen National Teacher of the Year; and

BE IT FURTHER RESOLVED that properly prepared copies of this Resolution be mailed to the National Education Association, the Oklahoma Education Association, the Superintendent of Public Schools at Alva, Oklahoma, and to Miss Donley.

FIRST READING

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

SB 211—By Hope—An Act relating to centralized state purchasing in Oklahoma; defining terms; creating a purchasing division within the state board of Public affairs, with a state purchasing director as administrative head thereof; specifying and creating positions in such purchasing division and prescribing qualifications, surety bonds, and salaries thereof; restricting personnel and relatives from doing business with the board of affairs under certain conditions; requiring all state agencies to present requisitions for all needed contractual services, supplies, equipment and materials to said purchasing division and prohibiting acquisition of such items by other means, unless authorized in writing by the state purchasing director; reserving authority of each state agency to determine its own quan-

titative needs, and the general class or nature of supplies, equipment and services desired; granting the state purchasing director exclusive authority and responsibility, under supervision of the state board of public affairs; for acquisition of all materials, supplies, equipment and services acquired; to draft specifications establishing requirements for all such purchases; to promulgate rules and regulations governing requisitions, inspection and testing of goods delivered to state agencies, the taking and opening of bids and prescribing contractual conditions respecting such purchases; to sell, dispose, or transfer surplus materials between state agencies; to grant exceptions to requisition procedures, and preferences to items and services produced within the State of Oklahoma or the United States; to fix bond requirements and deposits thereon to be submitted with bids; to establish such storage facilities as may be needed; to prescribe the manner and conditions of delivery of goods, the form of any estimate or other purchasing documents, and to determine any other matter directly related to his responsibilities; requiring competitive bids on all purchases in excess of Two Hundred Dollars (\$200.00), and requiring all contracts to be awarded to the lowest and best bidder, subject to authorized preferences; authorizing the state purchasing director to use private or public laboratories for tests and analyses, to cooperate in tests and analyses programs with other states or the United States, and to accept federal or private funds donated for such programs; making all records of the purchasing division open to the public during office hours; requiring annual publication of rules and regulations promulgated and publication of specifications so as to promote competition and give notice to suppliers; excepting from the purview of this Act all materials and supplies used in construction or

maintenance of highways and highway structures, highway machinery and equipment, and tax forms, reports and stationery prepared for use in state tax administration; providing that where federal granted funds are involved Federal laws and rules shall take precedence; making an appropriation; repealing Title 74, O. S. 1951, Sections 64a, 86.4, 92, and 93, and all other laws and parts of laws in conflict herewith; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 212—By Shoemake, Tipps, McSpadden, Pitcher—An Act relating to Civil Defense; amending the Oklahoma Civil Defense Act of 1957; providing for fixing Civil Defense personnel's salaries by Governor and Personnel Board; authorizing Governor to assume direct control of all state agencies in emergency; providing authority for and manner of emergency expenditures, specifying manner of deposit of emergency funds, and providing certain conditions with respect to such funds; providing for severability; and declaring an emergency.

President Pro Tempore Garvin announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

*

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

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn, which motion prevailed.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 213—By Shoemake and Hamilton—An Act relating to education; requir-

ing Boards of Education of School Districts maintaining high schools to require high school pupils to complete course of study and instruction in safe driving and operation of motor vehicles; providing for teaching thereof by qualified personnel of participating school districts; authorizing joint programs; providing for construction of Act as part of Oklahoma School Code; and declaring an emergency.

SB 214—By Hope, Hamilton and McClendon of the Senate, and Ruby, Davis, Hurst and Shipley of the House.—An Act relating to the public schools of Oklahoma; making appropriations to the State Board of Education; providing for the matching by the State of Federal funds available for guidance, counseling and testing in the secondary schools of Oklahoma, and for the cost of formulating and distributing curriculum guides for the elementary and secondary schools of Oklahoma; authorizing the State Board of Education to create positions, fix the duties and compensation of personnel necessary to carry out the provisions of this Act; making appropriations non-fiscal; and declaring an emergency.

SB 215—By Pitcher—An Act relating to elections; amending Section 4, Chapter 4, Title 26, Page 173, Oklahoma Session Laws 1957 (26 O. S. supplement 1957 Section 93.4) establishing time limits for the three (3) continuous mandatory hours during which the secretary of the county election board or his deputies shall be available for registrations, transfers and reinstatements; and declaring an emergency.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 663**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

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

WITHOUT RECOMMENDATION:

SJR 3, as amended—Congressional and Legislative Redistricting—To Constitutional Amendments, Initiative and Referendum and Code Revision by previous order.

SJR 4—Congressional and Legislative Redistricting—To Constitutional Amendments, Initiative and Referendum and Code Revision by previous order.

SJR 11—Congressional and Legislative Redistricting—To Constitutional Amendments, Initiative and Referendum and Code Revision by Reporting Committee.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 8**.

The above numbered Resolution was referred for enrollment.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet as provided under the Rules—1:30 p.m. tomorrow.

Forty-sixth Legislative Day

Wednesday, March 25, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright, (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Collins, Mahan, Pitcher.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

President Pro Tempore Garvin asked unanimous consent that David Milan King, grandson of Senator King, be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following communication from Mr. Tom B. Clark, Department Commander of the American Legion, Oklahoma City, was read and ordered incorporated in the Journal:

Honorable Harold Garvin
State Capitol
Oklahoma City, Oklahoma
Dear Senator:

In behalf of The American Legion

Department of Oklahoma, I would like to express our sincere appreciation to the Senate for authorizing five members to attend the National American Legion Rehabilitation Conference in Washington, D. C., on March 2-6.

The joint resolution of the House and Senate commending the National Commander, Preston J. Moore, was presented to him by the Lt. Governor, George Nigh, at the conference banquet on the night of March 5.

Oklahoma was proud of those Senators who were present to cheer the National Commander when he accepted the resolution. We are confident that in addition to The American Legion Rehabilitation Conference that the Senators made numerous contacts with various VA officials that will prove beneficial to the over all state veterans program.

We would like to commend the group for the fine contribution they made in Washington to the Oklahoma veterans program.

With kindest personal regards, I am
Sincerely yours,
TOM B. CLARK,
Department Commander.

LOBBY PERMITS

The following requests for Lobby Permits were read and ordered referred to the Committee on Senate and Legislative Affairs:

Roy Borthick states that he resides at 3316 Shields Boulevard, Oklahoma City, Oklahoma; that he is 47 years of age; that he is legislative representative

for Oklahoma State Firemens' Association; that he is paid the sum of \$ None, per ---- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 25th day of March, 1959.
Roy Borthick

Russell E. Putnam states that he resides at 2141 N W 30th Street, Oklahoma City, Oklahoma; that he is 54 years of age; that he is legislative representative for State Chamber of Commerce; that he is paid the sum of \$ None, per ---- for his services; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 25th day of March, 1959.
Russell E. Putnam.

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 25—Appropriations and Budget.

SB 35—Military and Veterans Affairs —To Appropriations and Budget by previous order.

SB 82 — Roads and Highways — To County Government by previous order.

SB 200 — Judiciary — To State and Federal Government by previous order.

SB 205—Appropriations and Budget.

HB 531 — Judiciary — To State and Federal Government by previous order.

DO PASS, as amended:

SB 56—Penal Institutions.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 547, 553 and 602 and SCR 10, SJR 18, SBs 15 and 159, each correctly engrossed.

SCR 8, SBs 27, 30, 84, 94, 131 and 132 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 547, 553 and 602**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 10, SJR 18, SBs 15 and 159** were each properly signed and ordered transmitted to the Honorable House for consideration.

Senator Bailey presiding.

Enrolled **SCR 8** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Garvin presiding.

Enrolled **SBs 27, 30, 84, 94, 131 and 132**, 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 concurrence in **SAs** to and passage of Engrossed **HBs 621, 636, 637**, as amended.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 710—By Willis (Cherokee), Bradley (Tulsa), Langley and Wilcox — An Act relating to elections; providing that no person shall serve on a county or precinct election board who holds any state office or employment or who is related within the 3rd degree by either consanguinity or affinity to any person holding any such office or employment; amending 26 O. S. 1951 Sec. 51 as amended; and declaring an emergency.

HB 722—By Briscoe, Privett and Rog-

ers of the House and McSpadden of the Senate—An Act authorizing the governing boards of any constituent institution in the Oklahoma State System of Higher Education to lease lands of the State of Oklahoma under its control for oil, gas and mining purposes; providing methods of advertisement, sale, promulgation of rules, and making disposition of the funds received therefrom; and declaring an emergency.

HB 726—By Committee on County, State, and Federal Government—An Act relating to the county court fund; authorizing expenditure thereof for maintenance of two way radio communications systems used by sheriffs on approval of district judge, county judge, and county attorney, or a majority thereof; making the provisions of this Act cumulative; and declaring an emergency.

HB 728—By Committee on County, State and Federal Government—An Act relating to deposit of county funds in banks and giving security therefor; requiring all county treasurers to deposit funds daily; fixing amount of security required; mandatorily requiring compliance with 62 O. S. 1951 §§ 516.1-516.10 in relation to such security; vesting powers and duties in State Examiner and Inspector; authorizing deposit of county funds in banks outside of county, or with State Treasurer under certain conditions; prohibiting deposit of funds in banks where county treasurer or county commissioner owns interest; making Act cumulative; repealing 19 O. S. 1951 § 111; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 9**.

The above numbered Resolution was referred for enrollment.

FIRST READING

The following bills and/or resolutions were introduced and read the first time.

SJR 19—By Hall, Boecher, Allen, Collins, McClendon, Cobb, Dacus, Cowden, Herndon, Walker, Fine, Hope, Cartwright (Bryan), Field, Wilson (Greer), Sandlin, McColgin, Tipps, Bailey, McSpadden, and Breeden of the Senate and Cole, Spear, Lance, Mountford, Sparkman, Haworth, Spraker, Shipley, Stewart, Craig, Daniel, Lynch, Avey, Odom, Ruby, Nance, Bower, Rogers, Skaggs of the House—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Oklahoma Constitution amending § 47 of Article V of the Constitution of the State of Oklahoma, which prohibits any retirement pay or grant to any state officer by authorizing the legislature to create retirement systems for state officers and employees; providing a ballot title; directing the filing hereof; and ordering a Special Election.

SB 216—By Trent, Herndon, McClendon, McSpadden and Harris of the Senate and Inman and Cooksey of the House—An Act relating to highways; authorizing the State Highway Department, under certain conditions, to use machinery and equipment for constructing penetration-type bituminous surface treatments on the Federal Aid Secondary Highway System; requiring counties to furnish all materials for said construction; and declaring an emergency.

SB 217—By Trent and Herndon of the Senate and Cooksey and Inman of the House—An Act pertaining to training schools; providing that superintendents of training schools in the State of Oklahoma shall possess certain qualifications; providing for present superintendents to have a period of three years within which to qualify themselves; and declaring an emergency.

SB 218—By Trent of the Senate and Cooksey of the House—An Act relating to sale or lease of certain real property, building and structures owned by the state; authorizing state board of public affairs, or other board created by law hereafter, to sell or lease all or any part of same for industrial sites or purposes for period of time and under terms and conditions determined by said Board; providing for disposition of proceeds of sale or lease; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 210—Education.

SB 211—Business and Industry then Appropriations and Budget.

SB 212—Public Safety.

SB 213—Education.

SB 214—Education then Appropriations and Budget.

SB 215—Privileges and Elections.

HB 549—Insurance then Appropriations and Budget.

HB 578—State and Federal Government, then Appropriations and Budget.

HB 579—Education then Appropriations and Budget.

HB 718—Judiciary.

GENERAL ORDER

Senator Grantham asked unanimous consent that **HB 630** be ordered withdrawn from the Calendar and re-referred to the Judiciary Committee for a corrective amendment, which was the order.

SPECIAL ORDER

The hour of 2:00 p. m. having arrived, consideration of **SB 4**, by Ritzhaupt and Harris, was called up.

Section I was read and considered by sub-sections.

Sub-sections 1 and 2 were read and adopted upon motions of Senator Ritzhaupt.

Sub-section 3 was read.

Senator Harris moved to amend **SB 4**, line 18, page 2, by striking Sub-section 3 comprising all of line 18 on page 2, and lines 1, 2, 3 and 4 on page 3, and inserting the following: "Section 3. The basis of representation in said convention shall be as follows: One delegate shall be elected from each county of this State; and each county shall be entitled to one additional delegate for each thirty thousand (30,000) population, or major fraction thereof, of the county, according to the next preceding Federal Decennial Census," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, Sub-section 3, as amended, was declared adopted.

Sub-section 4 was read.

Senator Wilson (Beckham) moved to amend **SB 4**, line 10, page 3, by adding after the word, "officer," and before the word, "shall," the following: "or any person who may in the year 1960, be a candidate for the legislature or any other public office," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt Sub-Section 4, as amended was adopted.

Sub-Section 5 was read and by unanimous consent, consideration deferred temporarily.

Sub-Sections 6 and 7 were read and adopted upon motion of Senator Ritzhaupt.

Upon motion of Senator Harris, the vote was reconsidered by which subsection 4 as amended, was adopted.

Senators Harris and Fine moved to amend **SB 4**, line 8, page 3, by striking the period after the word, "Oklahoma," substituting a comma, and adding the following: "and of the county from which he seeks such election," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, Sub-section 4, as amended, was declared adopted.

Senator Fine moved to reconsider the vote by which Sub-section 7 was adopted, which motion prevailed.

Senators Harris and Fine moved to amend **SB 4**, line 7, page 5, by striking after the words, "by," the remainder of such line and by striking line 8, and inserting the following: "Special election called in the appropriate county by the Governor for such purpose," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, Sub-section 7, as amended, was declared adopted.

Sub-section 8 was read.

Senator Hamilton moved to amend **SB 4**, lines 15 and 16, page 5, by striking the words, "or appointed," which amendment was declared adopted.

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

Senator Morford moved to amend **SB 4**, line 12, page 5, by striking the word, "July," and inserting the word, "September."

Senator Morford asked unanimous consent to amend his amendment by changing the word, "September," to the word, "October," which was the order.

The vote occurring on the Morford amendment, as amended, it was declared adopted.

Senator Harris moved to amend **SB 4**, line 16, page 5, by striking the words, "under Section 7," which amendment was declared adopted.

By unanimous consent, upon request of Senator Baldwin further consideration of Sub-section 8 was temporarily deferred.

Sub-section 9 was read.

Senator Wilson (Beckham) moved to amend **SB 4**, line 7, page 8, by striking sub-section B and adding the following: "B" Delegates shall receive ten cents

(10c) per mile for every mile of actual and necessary travel in once going to and once returning from the place of meeting of the convention; provided that such travel shall not be paid more often than one each week," which amendment was declared adopted.

Senators Morford and Cartwright (Seminole) moved to amend **SB 4**, lines 11, and 12, page 8, by striking after the word, "receive," the words and figures, "fifteen dollars (\$15.00)," and adding the words and figures, "Twenty-five (\$25.00)," which amendment was declared adopted.

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

Senator Hamilton moved to amend **SB 4**, lines 12 and 13, page 8, by striking the word and figures, "ninety (90)," and inserting the word and figures, "sixty (60)," which amendment was declared failed of adoption.

Senator Kerr moved to amend **SB 4**, line 11, page 7, by adding a semi-colon after the word, "compensation," and striking the words, "and no other," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, Sub-section 9, as amended, was declared adopted.

Senator Baldwin asked unanimous consent to revert to consideration of Sub-section 8, which was the order.

Senator Baldwin moved to amend **SB 4**, line 8, page 6, by adding after the word, "majority," and before the word, "shall," the words, "of those elected to and constituting the constitutional convention," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, Sub-section 8, as amended, was declared adopted.

Sub-section 10 was read.

Senators Ritzhaupt and Fine moved to amend **SB 4**, line 14, page 9, by striking the word, "library," and inserting

the word, "librarian," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, Sub-section 10, as amended, was declared adopted.

Sub-sections 11, 12 and 13 were read and adopted upon motions of Senator Ritzhaupt.

Referring further to Sub-section 5.

Senator Ritzhaupt moved to amend **SB 4**, line 6, page 4, by striking the word, "ten," and inserting the word, "seventeen," and by striking the word, "fifteen," and inserting the word, "twenty," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, Sub-section 5, as amended, was declared adopted.

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

Section 2 was read.

By unanimous consent, upon request of Senator Ritzhaupt, further consideration of Section 2 was temporarily deferred.

Sections 3 and 4 were read and adopted upon motions of Senator Ritzhaupt.

Referring further to Section 2.

Senator Ritzhaupt moved to amend **SB 4**, line 7, page 14, by striking the word, "July," and inserting the word, "October," which amendment was declared adopted.

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

Senator Breeden moved to amend **SB 4**, line 11, page 15, as follows, by adding a new section to be numbered Section 4 and re-numbering the succeeding sections: "Section 4. Such new Constitution, if adopted, shall be subject to referendum by the people of the State of Oklahoma in a special election every twenty-five (25) years; if by such referendum they favor a new constitutional convention such convention shall be

called and convene under the provisions of this Act, unless such a referendum is provided for by some subsequent legislature," which amendment was declared failed of adoption.

Senators Baldwin, Cartwright (Bryan), Hamilton, Fine, McColgin, Field, King, Kerr, Sandlin, Wilson (Greer), Shoemake, Wilson (Beckham), Payne, Hope, Morford, Cartwright (Seminole), and Breeden asked to be made co-authors of **SB 4**, which was the order.

Senator Ritzhaupt asked unanimous consent, which was granted, that the following members of the House of Representatives be made co-authors to **SB 4**: Representatives Fogarty, Cooksey, Dyer, Nichols, Howze (Seminole), Vandiver, Romang, Craig, Lance, Arrington, Cox and Nance.

Senators Fine and Harris moved to amend the title to **SB 4** to read as follows: "AN ACT PROPOSING A LAW, AND PROVIDING FOR THE REFERRAL THEREOF TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION WHICH LAW CALLS A CONSTITUTIONAL CONVENTION UNDER AUTHORITY OF SECTION 2, ARTICLE XXIV, OKLAHOMA CONSTITUTION, TO PROPOSE ALTERATIONS, REVISIONS, OR AMENDMENTS TO THE PRESENT OKLAHOMA CONSTITUTION OR TO PROPOSE A NEW CONSTITUTION, CONVENING ON THE SECOND TUESDAY IN OCTOBER, 1961, FIXING THE NUMBER OF DELEGATES AND PROVIDING FOR THEIR QUALIFICATIONS, ELECTION AND COMPENSATION; PROVIDING FOR EMPLOYEES OF SAID CONVENTION AND THE HANDLING OF THE BUSINESS PROPERTY AND FUNDS THEREOF; AND PROVIDING FOR THE SUBMISSION OF ANY PROPOSALS OF SAID CONVENTION TO THE PEOPLE," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, SB 4, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and SB 4, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Wilson (Greer) presiding.

Senator Cobb asked that the record show Senator Stipe excused for the remainder of this legislative day, which was the order.

THIRD READING

SB 4, as amended, was read for the third time at length, as follows:

SENATE BILL NO. 4, as amended—By Ritzhaupt, Harris, Baldwin, Cartwright (Bryan), Hamilton, Fine, McColgin, Field, King, Kerr, Sandlin, Wilson (Greer), Shoemake, Wilson (Beckham), Payne, Hope, Morford, Cartwright (Seminole), and Breeden of the Senate, and Fogarty, Cooksey, Dyer, Nichols, Howze (Seminole), Vandiver, Romang, Craig, Lance, Arrington, Cox and Nance of the House.

AN ACT PROPOSING A LAW, AND PROVIDING FOR THE REFERRAL THEREOF TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION WHICH LAW CALLS A CONSTITUTIONAL CONVENTION UNDER AUTHORITY OF SECTION 2, ARTICLE XXIV, OKLAHOMA CONSTITUTION, TO PROPOSE ALTERATIONS, REVISIONS, OR AMENDMENTS TO THE PRESENT OKLAHOMA CONSTITUTION OR TO PROPOSE A NEW CONSTITUTION, CONVENING ON THE SECOND TUESDAY IN OCTOBER, 1961, FIXING THE NUMBER OF DELEGATES AND PROVIDING FOR THEIR QUALIFICATIONS, ELECTION AND COMPENSATION; PROVIDING FOR EMPLOYEES OF SAID CONVENTION AND THE HANDLING OF THE BUS-

INESS PROPERTY AND FUNDS THEREOF; AND PROVIDING FOR THE SUBMISSION OF ANY PROPOSALS OF SAID CONVENTION TO THE PEOPLE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Under authority of Section 2, Article XXIV of the Constitution of Oklahoma the Secretary of State is hereby directed to refer the following proposed law to the people for their approval or rejection, as and in the manner provided by law:

“Section 1. There is hereby called a Constitutional Convention for the purpose of proposing the altering, revising or amending of the present Oklahoma Constitution, or of proposing a new Constitution for the State of Oklahoma, to be presented to the people for their approval or rejection.

“Section 2. Said Constitutional Convention shall convene at Twelve (12) o'clock, noon, on the Second Tuesday of October, 1961, in the Chamber of the House of Representatives in the State Capitol Building in Oklahoma City, in which all meetings of the Convention shall be held.

Section 3. The basis of representation in said convention shall be as follows: One delegate shall be elected from each county of this State; and each county shall be entitled to one additional delegate for each thirty (30,000) population, or major fraction thereof, of the county, according to the next preceding Federal Decennial Census.

“Section 4. No person shall be eligible as a delegate, or as a candidate therefor, unless at the time he files as such candidate he is a qualified registered elector of the State of Oklahoma, and of the county from which he seeks such election. Any person holding any office under the laws of this State, and any deputy of any such officer, or any

person who may in the year 1960, be a candidate for the legislature or any other public office, shall be eligible to serve as a delegate, and any such officer or deputy shall not be deemed to have vacated such office or deputyship by reason of having qualified and served as delegate.

"Section 5. For the purpose of nominating delegates to said Convention, a special primary election is hereby ordered to be held throughout the State on the fourth Tuesday in the month of July, 1960. Any eligible person desiring to be an independent candidate, or to be nominated as the candidate of any political party, for delegate, shall file his or her notification and declaration of candidacy therefor with the Secretary of State Election Board not less than seventeen or more than twenty days before the date of said special primary election. No run-off primary shall be held. For the purpose of electing delegates from persons nominated as the candidates of political parties, and independent candidates, a special election is hereby ordered to be held throughout the State on the first Tuesday succeeding the first Monday in November, 1960. The State Election Board shall file a list of the Delegates so elected with the Secretary of State.

"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 and forms necessary for the holding of the said elections, and the laws applicable to the nomination and election of state officers shall be applicable to said elections insofar as the same may not be inconsistent herewith.

"Section 7. Any vacancy in the representation to said Convention shall be filled by special election called in the appropriate county by the Governor for such purpose.

"Section 8. It shall be the duty of

the delegates to assemble in the chamber of the House of Representatives in the State Capitol Building in Oklahoma City on the Second Tuesday in October, 1961, 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 all delegates elected, and also a list of such of said delegates who have not taken oaths of office. All delegates who have not already done so shall take the oaths required by the Constitution and Statutes of this State to be taken by other State officers. The delegates shall then organize by electing one of their members as President, and one as Secretary, and selecting such other officers as may be needed in the transaction of business. A majority of the delegates authorized by this Act shall constitute a quorum and such majority of those elected to and constituting the constitutional convention shall be necessary for the adoption of any measure by the Convention. The Convention shall be the judge of the election and qualifications of its members. The Convention shall keep a journal of its proceedings. Each proposed alteration, revision, or amendment of the present Oklahoma Constitution, or proposed new Constitution, adopted by the Convention, shall be signed by the President of the Convention, in the presence of the Convention, and the fact of such signing shall be entered upon the Journal of the Convention. The yeas and nays of the delegates upon the question of the adoption by the Convention of any proposal for the alteration, revision or amendment of the present Oklahoma Constitution, or of any new Constitution, shall be entered upon the Journal of the Convention; and the yeas and nays of the delegates on any other question, at the desire of one-fifteenth of those present shall be entered on the Journal.

"Section 9. Except as provided in Subsection B of Section 11 delegates

shall receive the following compensation;

"A. Prior to the convening of the convention, delegates who have taken and filed the oaths by the Constitution and Statutes of this State to be taken by other State Officers shall be reimbursed as other State Officers are reimbursed, for traveling expenses for travel authorized by the Executive Committee of the State Legislative Council, for the purpose of conferring or making investigations or studies concerning possible needed constitutional changes. Claims for such reimbursements shall be paid from funds appropriated therefor, and shall be approved by the Chairman or Vice-Chairman of the State Legislative Council.

"B. Delegates shall receive ten cents (10c) per mile for every mile of actual and necessary travel in once going to and once returning from the place of meeting of the convention; provided that such travel shall not be paid more often than once each week.

"C. Delegates shall receive twenty-five dollars (\$25.00) per calendar day for not to exceed ninety (90) convention days. By "convention day" is meant a day on which the Convention actually meets in session; provided, that if the convention shall fail to meet in session for more than three (3) consecutive calendar days at any one time, all such consecutive days in excess of three (3) during which they so fail to meet shall be counted as convention days.

"D. Delegates shall be reimbursed as other State Officers are reimbursed, for traveling expenses for such travel as may be authorized by the Convention, provided that no reimbursement shall be paid to any delegate after the Convention convenes, for traveling expenses in traveling from his home to the place of meeting of the Convention or returning to his home, except as provided in Subsection B of this Section.

"Section 10. The President of the Convention shall appoint such employees as shall have been authorized by the Convention, at such compensation as shall have been authorized by the Convention. The State Librarian shall assist the Convention by providing appropriate library services, reference and research services, summaries and studies of information required by the Convention, and by preparing reports, measures, journals, proceedings and like documents.

"SECTION 11.

"A. After the final adjournment of the Convention the President of the Convention shall:

"(1) Examine all outstanding claims against the Convention; and all valid claims and obligations shall be paid.

"(2) Make an inventory of any equipment, supplies or other property acquired by the Convention other than the documents and records referred to in subsections 4, 5, and 6 of this Section, and turn all such property over to the State Board of Public Affairs to be by it disposed of or transferred as provided by law.

"(3) Close all other unfinished business of the Convention.

"(4) Prepare two (2) copies of the Journal of the Convention, certify them to be true and correct, and file one (1) copy with the Secretary of State, and one (1) with the State Librarian. Said Journal need not be indexed.

"(5) Transmit to the Secretary of State the originals of any and all proposed alterations, revisions, or amendments of the present Oklahoma Constitution, or proposed new Constitution, adopted by the Convention, and transmit one (1) copy thereof, certified by the President to be true and correct, to the State Librarian, and one (1) such certified copy to the Attorney General.

"(6) Deliver to the State Librarian, and Archivist, all documents, records,

reports, and other papers of the Convention, which are not required by Subsections (4) and (5) of this Section to be delivered to the Secretary of State and Attorney General.

"(7) Upon completion of the duties prescribed by this Subsection A, the President shall notify the Secretary of State, in writing, that all such duties have been completed.

"B. The President of the Convention shall receive such compensation, after the final adjournment of the Convention, and shall be assisted by such employees at such compensation, as the Convention shall have authorized; provided, however, that neither the President nor any employee of the Convention shall receive any compensation or reimbursement of any kind for any work or services performed after the expiration of thirty (30) calendar days after the said adjournment.

"Section 12. Except as provided in Subsection A of Section 9 of this Act, all expenses of the Convention including but not limited to compensation of delegates and employees, and the expenses of carrying out the provisions of Section 11 shall be paid upon claims approved by the President of the Convention, from appropriations made for said purpose.

"Section 13. A special election is hereby ordered to be held throughout the State on the First Tuesday in July, 1962, at which the Secretary of State is hereby directed to submit to the people for their adoption or rejection, any alteration, revision, or amendment of the present Constitution or new Constitution proposed by the Convention, as and in the manner provided by law for the referral to the people of constitutional amendments proposed by the Legislature."

SECTION II. The Ballot Title for said proposed law shall be in the following form:

BALLOT TITLE

Legislative Referendum No.----

State Question No.----

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Law proposed by Senate Bill No. 4 of the 27th Oklahoma Legislature calling a Convention under authority of Section 2, Article XXIV, Oklahoma Constitution, to propose alterations, revisions, or amendments to the present Oklahoma Constitution, or to propose a new Constitution, convening on the Second Tuesday in October, 1961; fixing the number of delegates and providing for their election and compensation; providing for employees of said convention and the handling of the business, property and funds thereof; and providing for the submission of any proposals of said convention to the people; to be approved by the people? SHALL SAID LAW BE APPROVED?

YES

NO

SECTION III. The President Pro Tempore of the Senate shall immediately after the passage of this Act prepare and file one (1) copy thereof, including the above ballot title, with the Secretary of State, and one (1) copy with the Attorney General.

SECTION IV. A special election is hereby ordered to be held throughout the State on the First Tuesday in July, 1960, at which the proposed law set forth in Section I of this Act shall be referred to the people of Oklahoma for their approval or rejection, as and in the manner provided by law; and unless said law shall be approved by the people at such election, said law shall be null and void.

On the question of passage of the bill, the roll call was as follows:

Aye: Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr,

King, Land, McColgin, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Allen, Berrong, Boecher, Cobb, Cowden, Dacus, Herndon, McClendon, McSpadden, Pazoureck.—10.

Not Voting: Carrier.—1.

Excused: Collins, Mahan, Pitcher, Stipe.—4.

The Bill was declared passed.

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

The question being, "Shall **SB 4**, by Ritzhaupt, Harris, Baldwin, Cartwright (Bryan), Hamilton, Fine, McColgin, Field, King, Kerr, Sandlin, Wilson (Greer), Shoemake, Wilson (Beckham), Payne, Hope, Morford, Cartwright (Seminole), and Breeden of the Senate, and Fogarty, Cooksey, Dyer, Nichols, Howze (Seminole), Vandiver, Romang, Craig, Lance, Arrington, Cox and Nance of the House, entitled: AN ACT PROPOSING A LAW, AND PROVIDING FOR THE REFERRAL THEREOF TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION WHICH LAW CALLS A CONSTITUTIONAL CONVENTION UNDER AUTHORITY OF SECTION 2, ARTICLE XXIV, OKLAHOMA CONSTITUTION, TO PROPOSE ALTERATIONS, REVISIONS, OR AMENDMENTS TO THE PRESENT OKLAHOMA CONSTITUTION OR TO PROPOSE A NEW CONSTITUTION, CONVENING ON THE SECOND TUESDAY IN OCTOBER, 1961, FIXING THE NUMBER OF DELEGATES AND PROVIDING FOR THEIR QUALIFICATIONS, ELECTION AND COMPENSATION; PROVIDING FOR EMPLOYEES OF SAID CONVENTION AND THE HANDLING OF THE BUSINESS PROPERTY AND FUNDS THEREOF; AND PROVIDING FOR THE SUBMISSION OF ANY PROPOSALS OF SAID CONVENTION TO THE PEOPLE." be

ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held throughout the State on the first Tuesday in July, 1960, as provided in Section 4 of said Bill, which Special Election is hereby ordered and authorized on the first Tuesday in July, 1960, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma?

The roll was ordered called and was as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Allen, Berrong, Cowden, Dacus, Herndon, Pazoureck, Pitcher—7.

Not Voting: Carrier.—1.

Excused: Collins, Mahan, Stipe.—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.

SB 4 was referred for engrossment.

RESOLUTION

By unanimous consent, Senator Tipps introduced **SR 32**, following which Senators McSpadden, Cobb, Herndon and Boecher asked to be made co-authors of the Resolution.

SR 32, as co-authored, was read at length as follows, adopted upon motion of Senator Tipps and ordered referred for enrollment:

SENATE RESOLUTION NO. 32—By Tipps, McSpadden, Cobb, Herndon and Boecher.

A RESOLUTION AUTHORIZING THE PRESIDENT PRO TEMPORE OF

THE SENATE TO APPOINT A SPECIAL COMMITTEE OF FIVE (5) MEMBERS TO STUDY THE PRICES CHARGED FOR ROOMS AND FOOD AT ALL STATE LODGES AND THE ADMINISTRATION THEREOF BY THE STATE PLANNING AND RESOURCES BOARD; REQUIRING A REPORT OF SUCH STUDY; AND AUTHORIZING ALL EXPENSES THERETO.

WHEREAS, All State lodges situated in State parks were conceived and constructed for the sole purpose of providing suitable recreation facilities for the citizens of Oklahoma and those of our sister states who might care to share the beauty of our great natural resources; and

WHEREAS, The prices charged those who avail themselves of these facilities, both as to food and lodging, are matters of prime concern to the Legislature of this State, which is interested in seeing that such prices are equitable and fair; and

WHEREAS, That in order to make a fair evaluation of such prices it becomes necessary to study their operation and gather facts surrounding their administration.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF OKLAHOMA:

Section 1. That the President Pro Tempore of the Senate is hereby authorized to appoint a special committee not to exceed five (5) members of the Senate for the purpose of making a thorough study of the prices charged by State lodges for both lodging and food, and as a corollary thereof, to examine the administration policies of the Oklahoma Planning and Resources Board in respect thereto.

Section 2. That we hereby authorize in accordance with law, all necessary expenses incident to the performance of said study.

Section 3. That upon completion of said study the special committee is hereby directed to make a full report of their findings and conclusions to the State Senate.

Senator McClendon asked unanimous consent, which was granted, that the Essay of Sandra Malin, of Idabel, the First Place Winner in the 1959 Essay Contest on the theme "HIRING THE HANDICAPPED IN OUR TOWN" be spread at length in the Journal, the Essay being as follows:

HIRING THE HANDICAPPED
IN OUR TOWN

By Sandra Malin

P.O. Box 1032

Idabel, Oklahoma

School Address:

Idabel Gray High School

100 N. E. Avenue D

Idabel, Oklahoma

English Teacher's Signature:

Mrs. Thelma Tapley

Student's Signature:

Sandra Malin

HIRING THE HANDICAPPED
IN OUR TOWN

The girl was a teen-ager, just another student walking down the school hall. I spoke a hurried greeting, but afterwards I felt a sense of guilt because I didn't stop and walk with her. You see, she was crippled in both legs. As I thought of her struggling to walk straight and trying so very much to be like other students, I asked myself, "What does the future hold for her? What kind of jobs can our town offer her when she graduates from school?"

The handicapped are everywhere. They are in small towns as well as big cities and are all sorts of people—rich, poor, fortunate, or unfortunate. These handicapped people are limited in their abilities, but they have an earnest desire to be accepted socially. They are people who, when they are doing jobs best suited to them, make invaluable workers,

some of our nation's best. Employers everywhere are realizing this, and greater efforts are being made to train them and help them get jobs. There are many obstacles to be overcome, however.

For instance, our town is a small one, and it has no large industries or factories. Many handicapped persons can never hope to find work if they must compete with persons who are not handicapped. Also the chief occupations of this area are farming and timber work which require hard manual labor that the disabled person cannot do. In spite of this, however, several handicapped people are finding their desire for a lucrative job realized.

A victim of infantile paralysis held the office of court clerk for over twenty years, and is now a state employee. Our county tag agent for the past fourteen years is severely crippled in both legs, and our city clerk has only one leg. The chief of police a few years ago had only one leg, and, at the time, a man without any legs and one arm held the office of county tax assessor. Our county court house was brightened a few years ago by the friendliness and cheerfulness of a man confined to a wheel chair by arthritis. He operated a small concession stand and was on hand every day, rain or shine, not only to sell his candy, but to satisfy his longing to be a part of the world of business that's important to every man.

Our local newspaper has a practice of hiring deaf mutes. Recently it employed two deaf men who worked as linotype operators and printers. Deaf people can do this type of work very well.

Other handicapped people of this area who have found employment are mechanics, radio and television repairmen, truck drivers, an auctioneer, a school-teacher, a barber, a social worker, a beautician, and even some farmers. These people are all doing their best

to improve their communities, and they are doing a good job of it.

The Vocational Rehabilitation Program has done a great deal for impaired persons in rehabilitating them and finding them jobs. At the present time, it is helping about a hundred people in our county of which approximately sixty are college students who are attending school through the aid of Vocational Rehabilitation. These students have such defects as paralysis, hearing difficulties, arrested tuberculosis, bronchitis, impaired vision, speech impediments, club feet, and damage from severe burns. They are studying to be teachers, secretaries, hospital workers, engineers, and radio and television workers. When they finish their courses, they will probably have no trouble in securing good jobs.

Our town has done much for the handicapped, but there is so much more to be done. A very small per cent of the handicapped people are actually working. Every year men and women stay idle drawing welfare checks, when with proper rehabilitation they could be meeting their own needs. This saves the government money, too, because it is less expensive to rehabilitate someone than to pay him a welfare check. We are all interested in saving our natural resources, then why not conserve our valuable resources in human lives?

The future looks bright for handicapped people. Even though hiring the handicapped is a new frontier for our town, I believe that as it grows and more industries are established, remarkable opportunities will develop for the disabled.

One way everyone can help the handicapped is by his attitude toward them. They don't want our pity and sympathy, but all they ask is an understanding heart and a chance to prove themselves.

There are some handicapped people who are the happiest people in the

world. I once saw a boy who had stubs for arms playing in a football game. He couldn't run fast or carry the ball, but he could do a good job of kicking for extra points. His handicap couldn't keep him out of athletics because he had an indomitable spirit.

There is a woman that I know who has only one arm, but she can do almost anything a person with two arms can do. I believe she is happier than many other people because she has a spirit that won't quit.

Handicapped people can become quite successful. The lives of outstanding individuals have proved this. Socrates was one of the wisest men in all history, and yet he was ugly and deformed and was laughed at while he was living. Beethoven, while he was deaf, contributed much to the music world, and Charles Steinmetz, the electrical wizard, was never able to stand up straight. Helen Keller, who can neither hear, see, nor speak, has given much to her fellow man. Another outstanding example is Walter Davis, who had infantile paralysis. He was told that he could never run again, but he defied this and became the world's champion high jumper. These are only a few of the multitude of handicapped people who have overcome towering obstacles and climbed to great heights of success.

Yes, the handicapped can be very happy and useful citizens. I believe they have learned something which everyone could profit by in learning. They have learned that to forget oneself and lose his life in living for others is to really find life. May I, along with my town, urge everyone to, "hire the handicapped—it's good business."

Senator Payne asked unanimous consent, which was granted, that the names of the writers of Essays on "HIRING THE HANDICAPPED IN OUR TOWN," who placed as the first best ten in the 1959 Essay Contest, together with the

names of their teachers, be shown in the Journal, they being as follows:

**GOVERNOR'S COMMITTEE
ON EMPLOYMENT OF
THE HANDICAPPED**

Room 439, American National Building,
Oklahoma City 2

**STATE WINNERS OF THE 1959
ESSAY CONTEST**

Theme: "Hiring the Handicapped
In Our Town"

FIRST PLACE

Sandra Malin, P.O. Box 1632, Idabel,
Idabel Gray High School, Idabel, Okla-
homa. Teacher: Mrs. Thelma Tapley.

SECOND PLACE

Stanley Faught, 1226½ N. W. Britton
Road, Oklahoma City, Oklahoma, John
Marshall High School. Teacher: George
J. Mulcahy.

THIRD PLACE

Conchita Cantrell, Stigler, Oklahoma,
Stigler High School. Teacher: Mrs. Doyle
Sewell.

FOURTH PLACE

Susan Winget, 120 West Cleveland,
Sapulpa, Oklahoma, Sapulpa High
School. Teacher: Miss Vera Doud.

FIFTH PLACE

Gayle Goodner, 2113 North Gatewood,
Oklahoma City, Oklahoma, Classen High
School. Teacher: Miss Mary Neal.

SIXTH PLACE

Jack Rhodes, 1432 North 40 Street,
Lawton, Oklahoma, Lawton High School.
Teacher: Mrs. Minnie Attaway.

SEVENTH PLACE

Thomas Albert Bailey, 1701 South
Boulder, Tulsa, Oklahoma, Central High
School. Teacher: Mrs. Erskine Stan-
berry.

EIGHTH PLACE

Thomas P. Gerrity, Jr., 481 Staff Loop,
T.A.F.B., Midwest City, Oklahoma, Mid-
west City High School. Teacher: Mrs.
Hazel Van Dusen.

NINTH PLACE

Hermionne Goldstein, 1422 East 8 St., Okmulgee, Oklahoma, Okmulgee High School. Teacher: Miss Charline Lamons.

TENTH PLACE

Faye Ann Laughlin, Route 2, Milburn, Oklahoma, Milburn High School. Teacher: Mrs. Johnnie B. Chisholm.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

FIRST READING

The following bill was introduced and read the first time:

SB 219—By Sandlin and King — An Act relating to county commissioners; providing for the marking of road machinery, equipment, automobiles and trucks; fixing time for compliance with Act; 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 168—State and Federal Government.

SB 187—State and Federal Government.

SB 203—State and Federal Government.

SB 204—State and Federal Government.

DO PASS, as amended:

HB 720—Penal Institutions.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 643—By Lance, Shoemake, Cook, Inman, Bouse, Arrington, Baggett, Bond (Marshall), Bond (Stephens), Briscoe, Buckler, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cooksey, Cox,

Daniel, Daugherty, Finch, Fogarty, Forsythe, Foster, Garrison, Hall, Hargrave, Ham, Haworth, Howard, Howe, Huser, Johnston, Jones, Kardokus, Karnes, Langley, Levergood, Lollar, McCune, McGahey, Mitchell, Moad, Mountford, Murrow, Nance, Odom (McIntosh), Odom (Wagoner), Privett, Richardson, Richeson, Sare, Shipley, Sparkman, Spraker, Stewart, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox and Willis (Cherokee) of the House and Dacus, Carrier, Kerr, Boecher, McColgin, Berrong, McSpadden, Walker, Breeden, Herndon, Allen, Hall, Mahan, Ritzhaupt, Baldwin, Cobb, Stipe and Hamilton of the Senate—An Act amending 63 O. S. 1951; Section 295.3; relating to fluid market milk; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 89**; **SB 105**—Co-authored by Lance and Langley; **SB 142**—Co-authored by Poynor.

The above numbered Bills were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 139**, as amended.

HAS to **SB 139** read as follows, and consideration deferred:

AMENDMENT NO. 1 Amend Page 1, of Engrossed Senate Bill No. 139, the **TITLE** thereof, between Lines 5 and 7, after the word "census," adding the words "OR ANY SUBSEQUENT FEDERAL DECENNIAL CENSUS";

AMENDMENT NO. 2. Page 1, the **TITLE** thereof, between Lines 7 and 8, by adding after the word "buildings" the words "WITHIN SAID COUNTY";

AMENDMENT NO. 3. Page 1, the **TITLE** thereof, in line 9, by adding after the word "district" the words "WITHIN SAID COUNTY";

AMENDMENT NO. 4. Page 1, Section 1, Line 16, by adding after the words "Decennial Census" the words "or any subsequent Federal Decennial Census";

AMENDMENT NO. 5 Page 1, Section 2, Line 23, by adding after the words "or both" the words "within said county";

AMENDMENT NO. 6. Page 1, Section 2, Line 27, by adding after the words "or both" the words "within said county";

AMENDMENT NO. 7. Amend Page 2, Section 4, Line 17, by adding after the word "district" the words "within said county."

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 524—By Arrington, Moad, Daniel, Foster, McGahey, Sparks, McCune, Forsythe and Nance of the House, and Land, Cartwright (Seminole) and Ber-rong of the Senate—A Concurrent Resolution designating 1959 as Oil Industry's Centennial Year in Oklahoma; designating the week of August 24th through 31st as Oil Centennial Week; adopting the official slogan of "Oil's First Century—Born in Freedom—Working for

Progress" for the celebration in commemoration of the One Hundredth Anniversary of the completion of the first commercial oil well in the United States.

HCR 525—By Sparks and Arrington, of the House, and Collins, of the Senate —A Resolution congratulating the Still-water Pioneer Highschool basketball team on their winning the 1959 Class A Basketball Crown.

Consideration of above **HCRs** deferred for this day.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 621, 636 and 637**.

The above numbered Enrolled Bills, were after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 9 correctly enrolled.

Enrolled **SCR 9** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

As provided under the Payne Motion, the Senate was declared adjourned to meet at 11:00 a. m., tomorrow.

Forty-seventh Legislative Day

Thursday, March 26, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Bailey, Berrong, Boecher, Breeden, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McCollgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Baldwin, Carrier, Cartwright (Bryan), Cobb, Collins, Hall, Herndon, Miskovsky, Sandlin, Tipps, Trent.—12.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

RESOLUTION

SCR 11 was introduced by Senator Pitcher, read at length as follows, adopted upon his motion and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 11—By Pitcher of the Senate and Wilkerson of the House.

A CONCURRENT RESOLUTION EXPRESSING APPRECIATION AND THANKS OF THE MEMBERS OF THE TWENTY - SEVENTH LEGISLATURE TO MR. BEALE G. McCARTY, SUPERINTENDENT, TO ALL OTHER EMPLOYEES AND TO THE STUDENTS AT WHITAKER STATE HOME, PRY-

OR, OKLAHOMA, FOR THE BEAUTIFUL AND UNIQUELY - DESIGNED ASHTRAY PRESENTED TO EACH MEMBER OF THE LEGISLATURE; DIRECTING THAT THIS RESOLUTION BE SPREAD UPON THE PAGES OF THE PERMANENT JOURNALS OF THE SENATE AND HOUSE OF REPRESENTATIVES; AND DIRECTING THAT AUTHENTICATED COPIES OF THIS RESOLUTION BE FORWARDED TO SUPERINTENDENT McCARTY, WITH THE REQUEST THAT TEN (10) COPIES BE POSTED AT SUCH PLACES AT THE INSTITUTION AS WILL BE READILY ACCESSIBLE TO ALL EMPLOYEES AND STUDENTS AT WHITAKER STATE HOME, PRYOR, OKLAHOMA; AND TO MEMBERS OF STATE BOARD OF PUBLIC AFFAIRS.

WHEREAS, The Whitaker State Home has presented to each member of the Senate and House of Representatives a beautiful and uniquely-designed ashtray of master craftsmanship; and

WHEREAS, Said ashtray is a distinctively Oklahoma product conforming in design to an outline map of the State of Oklahoma; and

WHEREAS, Said ashtray is of special significance to the members of the Legislature since it was designed and produced by the students at Whitaker State Home, a State-owned institution; and

WHEREAS, It is gratifying to members of the Legislature that students at Whitaker State Home are engaged in productive learning and training as exemplified by the design and production

of such useful articles as the aforesaid ashtrays recently presented to members of the Senate and House of Representatives; and

WHEREAS, The members of this Legislature will long cherish this beautiful ashtray and the sentiment and thoughtfulness in its presentation:

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

SECTION 1. That the Twenty-seventh Legislature hereby officially expresses its appreciation and thanks to Mr. Beale G. McCarty, Superintendent, to all other staff members and employees and to the students at Whitaker State Home for the presentation of these beautiful ashtrays.

SECTION 2. That this Resolution be spread upon the pages of the permanent journals of the Senate and House of Representatives as a perpetual record of the appreciation of these bodies to Whitaker State Home.

SECTION 3. That a duly authenticated copy of this Resolution be forwarded to Mr. Beale G. McCarty, Superintendent, and that ten (10) additional copies be forwarded to Mr. McCarty for posting at such places at Whitaker State Home as will be most accessible to the employees and students hereof.

SECTION 4. Be it further resolved that duly authenticated copies of this Resolution be forwarded to the members of the State Board of Public Affairs.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 216—Roads and Highways.

SB 217—Penal Institutions.

SB 218—Public Lands.

SB 219—County Government.

SJR 19—Constitutional Amendments, Initiative and Referendum and Code Revision.

HB 710—Privileges and Elections.

HB 722—Education.

HB 726—Judiciary.

HB 728—County Government.

HB 643—Business and Industry.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 519—By Mountford.—A joint resolution proposing an amendment to Section 21, Article 5, Oklahoma Constitution, relating to the compensation and expenses of members of the legislature; and providing for the submission of the amendment to the people for their approval or rejection at a special election.

HB 632—By Bullard, Ham, Odom, (McIntosh), Belvin, Bradley (Tulsa), Daugherty, Ford, Howze, Moad, Spraker, Wilkerson and Willis (Jackson).—An Act pertaining to solicitation of charitable contributions; defining terms; prohibiting the solicitation or acceptance of contributions unless charitable organizations are registered with the Commissioner of Charities and Corrections and making certain exceptions; providing for information that shall be furnished by charitable organization when registering; providing for reporting sums collected and pledged and disposition or proposed disposition of funds collected; requiring charitable organizations to keep records and making them public records; requiring fund raisers to register and pay fee and to provide bond; providing that fund raising contracts shall be in writing and copies filed for certain period; one copy of all contracts to be filed with the commissioner of Charities and Corrections and be made public; providing for registration and fee for professional solicitors; providing that receipts in duplicate for funds re-

ceived shall be given to the donor and to the organization with certain exceptions; providing that persons' names shall not be used in soliciting funds except under certain conditions; providing for reciprocal agreements with other states; providing for prosecution for violation; providing for automatic appointment of Secretary of State as agent for solicitors; providing for service of process; providing for other ordinances and restrictions; providing for penalties for violation; providing for severability; repealing Chapter 70, Title 21, Page 193, Oklahoma Session Laws 1955; and declaring an emergency.

The above numbered **HBs** and **HRS** were read for the first time.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 8** and **9**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

GENERAL ORDER

SB 145, by Field, was read and considered.

Upon motion of Senator Field, **SB 145** was advanced to engrossment and third reading.

Upon motion of Senator Field, 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:

Aye: Berrong, Breeden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—26.

Excused: Allen, Baldwin, Carrier, Cartwright (Bryan), Cobb, Collins, Hall, Herndon, Miskovsky, Sandlin, Tipps, Trent.—12.

Not Voting: Bailey, Boecher, Cartwright (Seminole), Cowden, Easterly, Walker.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Baldwin, Carrier, Cartwright (Bryan), Cobb, Collins, Hall, Herndon, Miskovsky, Sandlin, Tipps, Trent.—12.

Not Voting: Cartwright (Seminole), Easterly.—2.

The emergency was declared passed.

SB 145 was referred for engrossment.

Senators Cartwright (Bryan), Hall and Sandlin asked to be recorded present, which was the order.

GENERAL ORDER

HB 502, by Romang, was read and considered.

Senator Grantham moved that **HB 502** be advanced to engrossment and third reading.

Senator Grantham asked unanimous consent, which was granted, to withdraw his motion to advance **HB 502** to engrossment and third reading.

Senator Grantham asked unanimous consent, which was granted, that further consideration of **HB 502** be deferred for this legislative day.

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

Senator McSpadden presiding.

FIRST READING

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

SB 220—By Field.—An Act relating to professions; amending 59 O. S. 1951. Section 498, as amended, which provides for discretionary admission of licensed doctors from other states to the practice of medicine in this state without examination under certain conditions, by: making admission mandatory where applicants have certain qualifications; excluding certain applicants; providing for severability; and declaring an emergency.

SB 221—By Berrong of the Senate and Bullard of the House.—An Act relating to fiscal affairs; providing for line item appropriations; requiring submission of pertinent details in budgetary requirements; establishing policy and procedure for transfers; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

RESOLUTION

By unanimous consent, Senator Easterly introduced **SR 33**, which was read at length as follows, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO 33—
By Easterly.

A RESOLUTION NOTING AND COMMENDING THE OUTSTANDING ATHLETIC ACHIEVEMENTS OF THE WAYNOKA HIGHSCHOOL BASKETBALL TEAM AND CONGRATULATING THE TEAM AND ITS COACH ON THEIR SUCCESSFUL SEASON AND ON WINNING THE STATE CLASS B BASKETBALL CHAMPIONSHIP, AND DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO INTERESTED PERSONS.

WHEREAS, the Highschool Basketball Team of Waynoka Highschool, Waynoka, Oklahoma, the "Railroaders,"

soared to the height of athletic achievement by winning the State Class B basketball Championship, thereby crowning a sparkling season during which the "Railroaders" compiled a record of thirty-two victories and one loss to a team which they defeated three times during the season; and

WHEREAS, the "Railroaders'" victory was not only noteworthy because of the superb display of basketball technique involved, but also for the decisiveness of their victory over a basketball team of truly outstanding caliber, the Byng "Pirates," who had a winning streak of sixty-seven games, including the 1958 State championship, before being vanquished by the "Railroaders"; and

WHEREAS, two members of the team Max Shuck and Dale Briggs were honored by selection for the all-state basketball team and Max Shuck was shown the signal honor of being selected the outstanding highschool basketball player of the State of Oklahoma; and

WHEREAS, the superlative achievements of the "Railroaders" demonstrated a discipline, dedication and willingness to sacrifice for a cause which typify all that is finest in Oklahoma youth; and

WHEREAS, the spirit, skill and attitude of this basketball team and the outstanding accomplishments of their coach, Tom Treece, are worthy of recognition by the members of the Senior House of the Legislature of this sovereign State.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the Waynoka "Railroaders" and the players and coach named in this Resolution are hereby officially commended for the skill and dedication which resulted in the outstanding season

described herein, and are hereby officially congratulated on winning the Class B basketball championship of the State of Oklahoma.

BE IT FURTHER RESOLVED that this Resolution be spread at large upon the pages of the Journal of the Senate of the State of Oklahoma and that properly prepared copies of this Resolution be mailed to each member of the "Railroaders'" basketball team, to Coach Tom Treece, and to the Waynoka Enterprise, Waynoka, Oklahoma.

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

PENDING CONSIDERATION OF HAS

Upon motion of Senator Land, the Senate concurred in **HAs** to **SB 139**.

SB 139, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Baldwin, Carrier, Cobb, Collins, Herndon, Tipps, Trent.—7.

Not Voting: Allen, Cowden, Payne, Pitcher, Stipe.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt,

Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Baldwin, Carrier, Cobb, Collins, Herndon, Tipps, Trent.—7.

Not Voting: Allen, Cowden, Payne, Pitcher, Stipe.—5.

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 140**, as amended.

HAs to **SB 140** read as follows, and concurred in upon motion of Senator Land:

AMENDMENT NO. 1. Amend Page 1, Line 3 of Engrossed Senate Bill No. 140, the Title after the word "CENSUS" by adding the following words: "OR ANY SUBSEQUENT FEDERAL DECENNIAL CENSUS";

AMENDMENT NO. 2 Page 1, Section 1, Line 15, by adding after the word "census" the following words "or any subsequent Federal Decennial Census."

SB 140, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—35.

Not Voting: Cowden, Pitcher.—2.

Excused: Baldwin, Carrier, Cobb, Collins, Herndon, Tipps, Trent.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—35.

Not Voting: Cowden, Pitcher.—2.

Excused: Baldwin, Carrier, Cobb, Collins, Herndon, Tipps, Trent.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 720, by Gotcher and Shoemaker, was read and considered.

Senators Stipe and Miskovsky asked to be made co-authors of **HB 720**, which was the order.

Senator Ritzhaupt moved to amend **HB 720**, line 6, page 2, by striking Section 3 and inserting in lieu thereof the following: "Section 3. There is hereby created a Director of Penal, Reformatory and Correctional Institutions, who shall be appointed by the Governor, with the advice and consent of the Senate." And by striking Section 8.

Senator Hope presiding.

Senator Miskovsky asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Berrong moved that further consideration of **HB 720** and the Ritzhaupt amendment be deferred until Tuesday of next week, which motion prevailed.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, March 30, 1959, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 4 correctly engrossed.

SR 32, **SBs 89, 105 and 142** each correctly enrolled.

Engrossed **SB 4** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 32** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 89, 105 and 142**, 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:

SB 178 — Insurance — Co-authored by Berrong.

SB 183 — Insurance.

SB 201 — Insurance — Co-authored by Dacus, Berrong, Morford, Cartwright (Seminole) of the Senate and Rogers of the House.

HB 550 — Insurance — Co-authored by Dacus — To Appropriations and Budget by previous order.

HB 613 — Insurance.

HB 635 — Insurance.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 656**.

The above numbered Enrolled bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 1:30 p. m., Monday, March 30, 1959.

Forty-eighth Legislative Day

Monday, March 30, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Hall.—1.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend Paul Keinholtz, Pastor of the First Methodist Church, Hooker, Oklahoma.

Senator Payne introduced Nancy Ann Newson, Senior at John Marshall High School, Oklahoma City, and asked unanimous consent that she be made an Honorary Page for this legislative day, which was the order.

Senator Grantham introduced Richard Newman of Ponca City and asked unanimous consent that he be made an Honorary Page for this legislative week, which was the order.

Senator Breeden introduced Bill and Al Fields, stepsons of Senator John L. Maltsberger, former member of the Senate, and asked that they be made Honorary Pages for this legislative day, which was the order.

Senator Collins introduced David Jones of Tulsa, nine years old, grandson of former Senator Ray C. Jones, now a member of the Corporation Commission, and asked that David be made an Honorary Page for this legislative day, which was the order.

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 222—By Cobb, Fine and McClendon—An Act repealing Article 5, Title 2, Oklahoma Session Laws 1957; and declaring an emergency.

SB 223—By Easterly—An Act amending §§ 1769.1 and 1769.2 of Title 70, Oklahoma Statutes 1951 as amended by Title 70, Chapter 43, broadening the purpose for which bonds may be issued; specifying the income and revenues from which bonds may be paid; authorizing issuance of either a single bond or serial bonds for the aggregate amount of an issue; making provisions of 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 220—Public Health.

SB 221—Appropriations and Budget.

HB 632—Business and Industry.

HJR 519—State and Federal Government, then to Constitutional Amend-

ments. Initiative and Referendum and Code Revision.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 10** — Co-authored by Bouse, Bower, Jones, Larason, Odom (McIntosh), Priebe and Reneau.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 27, 30, 84, 89, 94, 105, 131, 132, 142.**

The above numbered Enrolled Bills were referred to the Governor for consideration.

Senator Allen introduced Miss Rosemary McGee, Tuttle, State FFA Sweetheart of 1958 and 1959.

RESOLUTIONS

By unanimous consent, **SR 34** was introduced by Senator Allen, read at length as follows, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO. 34—By Allen.

A RESOLUTION TAKING NOTE OF THE RECENT SELECTION OF MISS ROSEMARY MCGEE, TUTTLE, OKLAHOMA, AS STATE FFA SWEETHEART; COMMENDING HER ON THIS DISTINGUISHED HONOR AND ON THE TALENT, BEAUTY AND TRAITS OF CHARACTER WHICH RESULTED IN HER SELECTION; AND DIRECTING THAT COPIES HEREOF BE MAILED TO INTERESTED PARTIES.

WHEREAS, the Future Farmers of America, one of our Nation's truly outstanding youth organizations, annually select one of the young women of Oklahoma as State FFA Sweetheart; and

WHEREAS, such selection is made on the basis of attractiveness, posture, poise, neatness, voice, mannerisms, tal-

ent and the quantity and quality of each contestant's work and activities which contribute to the good of her school and community; and

WHEREAS, the candidate finally selected as State FFA Sweetheart is therefore always one of the finest, loveliest and most talented young ladies reared in this Sovereign State; and

WHEREAS, out of one hundred finalists chosen by FFA chapters all over the State of Oklahoma, Miss Rosemary McGee, of Tuttle, Oklahoma, was recently selected State Sweetheart of the Future Farmers of America for the years 1958 and 1959; and

WHEREAS, it is wholly fitting and appropriate that the Senate of the State of Oklahoma express its high regard for those qualities which enable a young lady to be selected State Sweetheart of the Future Farmers of America.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That Miss Rosemary McGee, of Tuttle, Oklahoma, is hereby officially congratulated on her selection as State Sweetheart of the Future Farmers of America and is hereby heartily commended for those personal qualities and traits of character which enabled her to win this high honor; and

BE IT RESOLVED that properly prepared copies hereof be mailed to Miss McGee, to the State Secretary of the Future Farmers of America and to the Chickasha Express, Chickasha, Oklahoma.

By unanimous consent, **SR 35** was introduced by Senator Trent, read at length as follows, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO. 35—By Trent.

A RESOLUTION EXPRESSING APPRECIATION AND CONGRATULATIONS TO THE CANEY COUGARS,

AN ENTHUSIASTIC GIRLS BASKETBALL TEAM, FOR THEIR STELLAR PERFORMANCES AND ACCOMPLISHMENTS; ACKNOWLEDGING PULCHRITUDE AND DEXTERITY; DIRECTING JOURNAL ENTRY; AND DIRECTING DISTRIBUTION OF THE AUTHENTICATED RESOLUTION.

WHEREAS, The members of the Caney Cougars, a superior girls basketball team, progressed to and participated in the Class A State High School Tournament Finals at Oklahoma City, Oklahoma, March 7, 1959; and

WHEREAS, The final score was Elmore City 43 and Caney 40; and

WHEREAS; The accomplishments reflect individual and team cooperation under the skillful guidance and coaching of Mr. Calvin Cleveland, respected coach of the girls; and

WHEREAS, The members of the Twenty-seventh Oklahoma Legislature desire to commend the beauteous maidens for their accomplishments and endeavors.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the Twenty-seventh Oklahoma Legislature officially expresses appreciation and thanks for the accomplishments of all the Caney Cougars in the Class A State High School Tourney Finals at Oklahoma City, Oklahoma, March 7, 1959.

SECTION 2. The Senate extends special commendations to Miss Shirley Walker and Miss Geraldine Turner for their selection on the Tournament First Team and to Miss Charla Whisman and Miss Mary Alice Walden for their selection on the Tournament Second Team.

SECTION 3. The Senate acknowledges the accomplishments of the Cougars as a fine example of individuals cooperating and playing to promote a healthful sport.

SECTION 4. The Senate directs this Resolution be spread upon the pages of the permanent Senate Journal as a record of official appreciation for group endeavors.

SECTION 5. The Senate directs that duly authenticated copies of this Resolution be forwarded to:

A. Mr. Elton R. Carter, Superintendent, Caney Public Schools

B. Mr. Calvin Cleveland, Girls Coach, Caney High School

C. Girls Basketball Team Members: Mona Armstrong, Marrion Booth, Cleeta Crossland, Geraldine Turner, Mary Alice Walden, Shirley Walker, Charla Whisman, Glenda Workman, Alice Faye Walker, Hariette Parker, Wanda Walden, Theresa Robinson.

PENDING SENATE CONSIDERATION

Senator Miskovsky asked unanimous consent that **HCR 520**, by Shibley, et al, and **SCR 6**, by Miskovsky, be ordered withdrawn from the Calendar and referred to the Committee on Criminal Jurisprudence, which was the order.

Senator Wilson (Beckham) asked unanimous consent that **HCR 512**, by the Committee on County, State and Federal Government, be ordered withdrawn from the Calendar and referred to the Committee on County Government, which was the order.

GENERAL ORDER

Senator Harris asked unanimous consent that **SB 149**, by Harris, et al, be ordered withdrawn from the Calendar and ordered referred to the Committee on State and Federal Government, which was the order.

Senator Walker asked unanimous consent that the record show him excused for the remainder of this legislative day, which was the order.

SB 183, by Insurance Committee, was read and considered.

Senator Field moved to amend the authorship of **SB 183** by striking the word, "Commission," and inserting the word, "Committee," which motion prevailed.

Upon motion of Senator Berrong, **SB 183** was advanced to engrossment and third reading.

Upon motion of Senator Berrong, the rules of the Senate were suspended, and **SB 183** was considered engrossed and placed upon third reading and final passage.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Trent, Wilson (Beckham), Wilson (Greer).—35.

Not Voting: Cartwright (Seminole), Herndon, Miskovsky, Sandlin, Shoemake, Stipe, Tipps.—7.

Excused: Hall, Walker.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Trent, Wilson (Beckham), Wilson (Greer).—35.

Not Voting: Cartwright (Seminole), Herndon, Miskovsky, Sandlin, Shoemake, Stipe, Tipps.—7.

Excused: Hall, Walker.—2.

The emergency was declared passed.

SB 183 was referred for engrossment.

GENERAL ORDER

SB 68, by Sandlin and King of the Senate and Avey of the House, was read and considered.

Senator Shoemake presiding.

Senator Herndon moved to amend **SB 68**, line 1, page 1, by adding after the word, "clerks," and before the word, "are," the following: "City clerks and clerks of school boards," which amendment was declared adopted.

Upon motion of Senator Sandlin, **SB 68**, as amended, was advanced to engrossment and third reading.

By unanimous consent, upon request of Senator Sandlin, the vote was reconsidered by which **SB 68** was advanced to engrossment and third reading.

Senator Baldwin moved to amend **SB 68**, line 2, page 2, by adding after the word, "county," and before the word, "by," the words, "city and school district," which amendment was declared adopted.

Senator Sandlin moved that the title of **SB 68** be amended to conform to the body of the bill, which amendment was declared adopted.

Senator Mahan moved to amend **SB 68**, line 4, page 1, after the word, "contract," by striking the balance of Section 1 and inserting the following: "and are subject to be removed from office by proper legal proceedings," which amendment, by unanimous consent, he withdrew.

Senator Mahan moved to amend **SB 68**, line 3, page 2, by striking the period after the word "claims," and adding, "and in addition thereto shall be subject to removal from office," which amendment was declared adopted.

Upon motion of Senator Sandlin, **SB 68**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Sandlin, the rules of the Senate were suspended, and **SB 68**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 68 was read for the third time at length.

On question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cowden, Easterly, Garvin, Grantham, Harris, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Wilson (Beckham), Wilson (Greer).—23.

Nay: Allen, Cartwright (Bryan), Cobb, Collins, Dacus, Field, Fine, Hamilton, Herndon, Hope, Kerr, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Trent.—17.

Not Voting: Cartwright (Seminole), Stipe.—2.

Excused: Hall, Walker.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cowden, Easterly, Field, Garvin, Grantham, Harris, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Wilson (Beckham), Wilson (Greer).—25.

Nay: Allen, Cartwright (Bryan), Cobb, Collins, Dacus, Fine, Hamilton, Herndon, Hope, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Trent.—15.

Not Voting: Cartwright (Seminole), Stipe.—2.

Excused: Hall, Walker.—2.

The emergency was declared failed of passage.

SB 68, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Hamilton moved to reconsider the vote by which **SB 68** passed.

GENERAL ORDER

SB 201, by Field, was read and considered.

Upon motion of Senator Field, **SB 201** was advanced to engrossment and third reading.

Upon motion of Senator Field, the rules of the Senate were suspended, and **SB 201** was considered engrossed and placed upon third reading and final passage.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—40.

Not Voting: Land, Mahan.—2.

Excused: Hall, Walker.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake,

Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—43.

Not Voting: Land.—1.

Excused: Hall, Walker.—2.

The emergency was declared passed.

SB 201 was referred for engrossment.

GENERAL ORDER

SB 197, by Hamilton, was read and considered.

Senator Hamilton moved to amend **SB 197**, line 11, page 2, by inserting after the suffix "ed," and before the word, "as," the words, "and by a majority of the members of the Board of Education of the district or districts to which the area affected is proposed to be annexed," and on line 8, page 3, by changing the semi-colon at the end of said line to a period, and by striking lines 9 through 15, page 3, which amendment was declared adopted.

Senator Hamilton asked unanimous consent that **SB 197**, as amended, together with any other amendments on the clerk's desk be referred to the Committee on Education, which was the order.

HB 631, by Briscoe and Privett, was read and considered.

Upon motion of Senator Trent, **HB 631** was advanced to engrossment and third reading.

Upon motion of Senator Trent, the rules of the Senate were suspended, and **HB 631** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 631 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus,

Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Not Voting: Boecher, Collins, Cowden, Land, Mahan, Miskovsky.—6.

Excused: Hall, Walker.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Not Voting: Boecher, Collins, Cowden, Land, Mahan, Miskovsky.—6.

Excused: Hall, Walker.—2.

The emergency was declared passed.

HB 631 was referred for engrossment.

President Pro Tempore Garvin presiding.

GENERAL ORDER

SB 203, by Bailey, was read and considered.

Upon motion of Senator Bailey, **SB 203** was advanced to engrossment and third reading.

Upon motion of Senator Bailey, the rules of the Senate were suspended, and **SB 203** was considered engrossed and placed upon third reading and final passage.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—39.

Not Voting: Collins, Land, Pitcher.—3.

Excused: Hall, Walker.—2.

The bill was declared passed.

Senator Bailey asked unanimous consent that the emergency clause to **SB 203** be stricken, and the title be amended to conform thereto, which was the order.

SB 203 was referred for engrossment.

Senator Field presiding.

President Pro Tempore Garvin presiding.

COMMITTEE APPOINTMENT

As provided under **SR 32**, President Pro Tempore Garvin appointed as the Special Committee thereunder, Senators Cobb, McSpadden, Boecher, Herndon and Tipps.

Senator Payne moved 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 224—By Ritzhaupt—An Act relating to registration; amending Section 19, Chapter 4, Title 26, Page 178, Oklahoma Session Laws 1957 (26 O. S. Supp., 1957, § 93.19) providing that the County Election Board Secretary shall

notify the State Election Board Secretary as to the number of eligible voters registered, by party, in each precinct, within fifteen (15) days after the end of each calendar year; and declaring an emergency.

SB 225—By Breeden—An Act relating to county sheriffs; authorizing investigations by sheriff out of county when requested by county attorney and providing for reimbursement of expenses; repealing conflicting laws and parts of laws; providing for severability; and declaring an emergency.

SB 226—By Miskovsky of the Senate and Andrews of the House—An Act establishing a "court docket fund" in counties having a population in excess of two hundred thousand (200,000) for the purpose of paying for the newspaper publication of court dockets; prescribing the amount and method of collection of fees in civil cases for such purposes; providing for the supervision thereof; providing for the designation of the newspaper publication; providing for the filing and paying of claims; and declaring an emergency.

SB 227—By Wilson (Beckham)—An Act relating to insurance; providing that no new limited stock life, accident and health insurers shall be organized in this State after the effective date of this Act; 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 137—Appropriations and Budget.

HB 550—Appropriations and Budget.

DO PASS, as amended:

SJR 16—Appropriations and Budget.

SB 138—Appropriations and Budget.

SB 164—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 145 and 183 each correctly engrossed.

SCR 10 and **SBs 139 and 140** each correctly enrolled.

Engrossed **SBs 145 and 183** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 10** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SBs 139 and 140**, after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p.m., tomorrow.

Forty-ninth Legislative Day

Tuesday, March 31, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Hall, Pitcher.—2.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Hamilton asked unanimous consent, which was granted, that the following prayer offered yesterday by the Chaplain of the week, Reverend Paul Keinholz, be incorporated in the Journal:

"O, God, our Heavenly Father, we acknowledge Thee as the Creator of all life, giver of every good and perfect gift and author of all law.

"We thank Thee for duties and responsibilities. We pray for those we represent. Help us to see our work—not just in term of programs—but of people.

"We thank Thee for the children of our homes, for the brightness of their eyes and the curiosity of their minds.

"We thank Thee for the youth of

our State—for their enthusiasm, energy and priceless potential.

"We thank Thee for young couples who are attempting to establish homes that will endure.

"We are grateful for all of mature heart and mind who give stability to all good activity.

"We give Thee thanks for the contribution of our aged. May we represent them with the honor and dignity they deserve.

"We thank Thee for our homes and may their strength be secured through our efforts.

"We thank thee for our communities and may their spirit be encouraged by what we do.

"May we be aware of our Spiritual Heritage. May we remember that our salvation, as individuals and as a nation, rests eventually—not upon enacted and enforced legislation—but upon enriched and inspired lives.

"These things we ask in the name of Jesus the Christ. Amen."

President Pro Tempore Garvin presiding.

Senator McSpadden introduced Tommy Lawson, Senior President, and Bob Plett, Junior President, of the Inola High-school, and asked that they be made Honorary Pages for this legislative day, which was the order.

Senator Morford introduced Richard Vliet of Norman and asked that he be made an Honorary Page for this legislative day, which was the order.

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 82—County Government.

SB 166—State and Federal Government.

SB 167—State and Federal Government.

SB 191—County Government.

SB 219—County Government.

HCR 512—County Government.

HB 528—County Government.

HB 655—County Government.

HB 679—County Government.

DO PASS, as amended:

SB 198—County Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 631, and **SBs 201** and **203** each correctly engrossed.

SR 35 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 631**, as amended, were properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SBs 201** and **203** were each properly signed and ordered transmitted to the Honorable House for consideration.

Senator Trent presiding.

Enrolled **SR 35** was properly signed and ordered transmitted to the Secretary of State.

President Pro Tempore Garvin presiding.

GENERAL ORDER

Senator Mahan asked unanimous consent that **HB 600**, by Shoemake, be withdrawn from the Calendar and re-

ferred to the Committee on Aviation, which was the order.

HOUSE REQUESTED TO RETURN BILL

Senator Mahan asked unanimous consent that reference to **SB 20**, by Wilson (Beckham), et al, be ordered stricken from the Calendar, which was the order.

FIRST READING

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

SJR 20—By Sandlin, King, Morford, and Trent of the Senate and Reneau, Sparger, Skaggs, Bond (Marshall), Inman, Forsythe, Howze, Hall, Arrington, Bradley (Tulsa), Levergood, Roberts, Andrews, Green, Mitchell, Spraker, Burnham, Cox, Rogers, Stewart, Baggett, Sare, Howard, Johnston, Jones, Hopkins, McCune, Karnes, Garrison, Craig, Priebe, Bower, Murrow, Converse, Wolf, Nichols, Nance, Daniel, Langley, Kardokus, Meacham, Clark, Bouse, Bradley (Jefferson), Lance, Watkins, Greenhaw, Williams (Murray), Hawthorth, Avey, Daugherty, Sparks, Taliaferro of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a constitutional amendment, amending Sections 26 and 27, Article V. of the Oklahoma Constitution; providing for regular annual sessions of the legislature, with sessions during even-numbered years restricted to budgetary matters for the succeeding fiscal year and prohibiting the introduction during such sessions of measures levying new taxes or increasing existing taxes; providing compensation for members of the legislature during and between annual legislative sessions and during special sessions as provided by Section 21, Article V, but limiting per diem during regular sessions in even-numbered years to twenty legislative days; and ordering a Special Election.

SJR 21—By Mahan and Miskovsky—A Joint Resolution relating to legislative committees; providing for administration of oaths to witnesses before such committees; authorizing such committees to compel the attendance of witnesses and the production of evidence, and providing for enforcement by the district court or judge thereof; making certain exceptions, providing for mileage and fees of witnesses; making provisions thereof cumulative and severable; and declaring an emergency.

SB 228—By Collins of the Senate and Allard and Sparks of the House—An Act making an appropriation to the State Board of Education to continue program of education by television; providing for necessary personnel; making appropriation non-fiscal; and declaring an emergency.

SB 229—By Payne—An Act relating to taxation; defining terms; requiring the chemical coloring of tax exempt motor vehicle fuel; fixing responsibility for enforcement and delegating certain regulatory powers to Oklahoma Tax Commission; making violation a felony; providing for severability; and providing an effective date.

SB 230—By Hamilton, Morford, Fine, King, Tipps, McClendon and Cobb—An Act making appropriations to the Water Resources Board; providing board shall fix the duties and compensations of employees; providing that Federal funds will be available to match certain funds herein appropriated; providing the appropriation shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 231—By Sandlin—An Act relating to public funds and property; requiring the State Examiner and Inspector to instigate prosecution of offenses disclosed by audit of books, records and accounts of public officers; requiring reports thereof to be made by State Examiner and Inspector and county attorneys;

making the provisions of this Act severable; repealing conflicting laws; and declaring an emergency.

RESOLUTION

SR 36 was introduced by Senator Stipe, who asked for immediate consideration of the Resolution.

Further consideration of **SR 36** was deferred temporarily, upon request of Senator Ritzhaupt.

SECOND READING

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

SB 222—Agriculture.

SB 223—State and Federal Government.

SB 224—Privileges and Elections.

SB 225—County Government.

SB 226—County Government.

SB 227—Insurance.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 139** and **140**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCRs 7** and **10**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

RESOLUTION

SR 36 was considered further.

Senator Ritzhaupt moved to amend **SR 36**, line 23 of the original resolution by adding after the word, "Institutions," and before the word, "is," the words, "and State and Federal Government," which by unanimous consent, upon request of Senator Stipe, was declared adopted.

Senator King raised a point of order against consideration of **SR 36**, citing Rules 20-b and 20-c, which points of order were sustained by the President Pro Tempore.

Senator Stipe moved that the rules be suspended for the purpose of considering **SR 36** immediately, which motion was declared adopted.

Senator Mahan moved to amend **SR 36** by adding on line 29 the following: "shall have the power to issue subpoenas, administer oaths, compel the attendance of witnesses and punish for contempt," which amendment was declared adopted.

Senator Stipe moved that the title to **SR 36** be amended to conform to the body of the Resolution, as amended, which motion prevailed.

SR 36, as amended, was read at length, as follows:

SENATE RESOLUTION NO. 36—By Stipe.

A RESOLUTION EXPRESSING THE LEGISLATIVE INTEREST IN PENAL INSTITUTIONS; NOTING THE DESIRABILITY OF A LEGISLATIVE INVESTIGATION AT THIS TIME OF CONDITIONS AT THE STATE PENITENTIARY; AUTHORIZING THE SENATE COMMITTEES ON PENAL INSTITUTIONS AND STATE AND FEDERAL GOVERNMENT TO INVESTIGATE CONDITIONS AT THE STATE PENITENTIARY; AND AUTHORIZING PAYMENT OF NECESSARY EXPENSES AS PROVIDED BY LAW.

WHEREAS, conditions at the penal institutions of our State are a matter of continuing and vital interest and concern to the Oklahoma Legislature; and

WHEREAS, the Warden of the State Penitentiary at McAlester, who had held this post for many years, recently passed away; and

WHEREAS, no legislative inquiry of conditions at the State Penitentiary has been conducted for some time; and

WHEREAS, in view of these facts and in the light of recent events at the State Penitentiary it would be most appropriate and fitting for this Legislative Body to have the benefit of a report from a committee of its members who have made a first-hand inspection of the said institution.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the Senate Committee on Penal Institutions and State and Federal Government is hereby authorized and directed to conduct an investigation of any phase of the operation of the State Penitentiary at McAlester, including all farms or other facilities comprising a part thereof, or any incident or incidents recently occurring at that institution, insofar as the same seems to the committee to be appropriate for a report to the Senate for legislative purposes; and shall have the power to issue subpoenas, administer oaths, compel the attendance of witnesses and punish for contempt.

BE IT FURTHER RESOLVED that the travel and other necessary expense of the committee be paid by the State Senate in the manner provided by law.

Upon motion of Senator Stipe, **SR 36**, as amended, was declared adopted and referred for enrollment.

Senator Cartwright (Seminole) asked that Senator Tipps be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 178, by Wilson (Beckham) was read and considered.

Upon motion of Senator Wilson (Beck-

ham), **SB 178** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **SB 178** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 178 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Hall, Pitcher, Tipps.—3.

Not Voting: Allen, Bailey, Carrier.—3.
The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Hall, Pitcher, Tipps.—3.

Not Voting: Allen, Bailey, Carrier.—3.
The emergency was declared passed.

SB 178 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 526**.

By unanimous consent, upon request of Senator Dacus, **HCR 526** was taken up for immediate consideration, following which Senators Hamilton, Cartwright (Bryan), Fine, McColgin, Field, King, Stipe, Easterly, Wilson (Greer), Herndon, Trent, Cobb, Baldwin, Hope, Ritzhaupt, Boecher, Cowden, Mahan, McClendon, Pazoureck, Cartwright (Seminole), Breeden, Morford, Carrier, Land, Grantham, Harris, Berrong and Wilson (Beckham) asked to be made co-authors of **HCR 526**, which was the order.

HCR 526, as co-authored, was read at length as follows and adopted upon motion of Senator Dacus:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 526 — By Metcalf, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Mitchell, Moad, Mountford, Murrow, Lance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson) and Wolf of the House and Dacus, Baldwin, Ber-

rong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McCollgin, Mahan, Morford, Pazoureck, Ritzhaupt, Stipe, Trent, Wilson (Beckham), and Wilson (Greer) of the Senate.

A CONCURRENT RESOLUTION EXPRESSING GRIEF AND SORROW OF THE MEMBERS OF THE TWENTY-SEVENTH LEGISLATURE FOR THE DEATH OF THE HONORABLE CLARENCE L. "JUMBO," KRIEGER, FORMER REPRESENTATIVE FROM KIOWA COUNTY; DIRECTING JOURNAL ENTRIES; AND DIRECTING DISTRIBUTION OF THE AUTHENTICATED RESOLUTION.

WHEREAS, the Honorable Clarence L. "Jumbo" Krieger, former member of the House of Representatives from Kiowa County, died at Hobart on Saturday, March 14, 1959; and

WHEREAS, the amiable and popular gentleman from Kiowa County ably served his State and community in the House of Representatives in the Twenty-third and Twenty-fourth regular sessions (1951 and 1953); and

WHEREAS, his active interest in politics, civic affairs, agriculture, insurance and fraternal societies qualified him for a place of eminence both in Kiowa County and the State of Oklahoma; and

WHEREAS, he was a member of the First Christian Church, Hobart, Oklahoma; a Past Master of the Masonic Lodge at Hobart; a Past High Priest of the Hobart Royal Arch Masons; a Past Illustrious Master of the Hobart Council; a Past Commander, Hobart Knights Templar; a member of the Knights of the York Cross of Honor; a District Deputy Grand Master, District 31; a recipient of the Grand Legion of Honor for DeMolay; a member of the Guthrie Consistory of Scottish Rites; a member of the Agricultural Committee of the Hobart Chamber of Commerce; and Co-

chairman of the Cowboy Hall of Fame Fund Drive in Kiowa County; and

WHEREAS, he was a leader in the Kiowa County Farm Bureau which, largely due to his efforts and influence, recently attained a membership of 1,410, the highest of any county in Oklahoma; and

WHEREAS, those who knew and came in contact with him felt the warmth of his personality and discovered his broad, humane instincts; and

WHEREAS, his community and State will be poorer for his loss and his death will leave an unfilled void; and

WHEREAS, he will continue to live in the memories of his legislative colleagues and his many friends as a man as large in heart and spirit as he was in size;

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

SECTION 1. The members of the Twenty-seventh Oklahoma Legislature (1959) express grief and sorrow for the death of Clarence L. "Jumbo" Krieger and extend their sympathies and condolences to his surviving widow, daughter, son, father and sisters.

SECTION 2. The members of the Twenty-seventh Legislature direct the inclusion of this Resolution as a part of the content of the permanent journals of the House of Representatives and the Senate.

SECTION 3. Copies of this Resolution are to be mailed to Mrs. Ethel Krieger, wife of the deceased, 700 North Broadway, Hobart, Oklahoma; Mrs. Don Cullledge, daughter of the deceased, Sayre, Oklahoma; Mr. James Krieger, son of the deceased, 700 North Broadway, Hobart, Oklahoma; Mr. John J. Krieger, father of the deceased, Hobart, Oklahoma; Mrs. George McGuire, Hob-

art, Oklahoma, and Mrs. Border Rogers, Long Beach, California, sisters of the deceased.

HCR 526 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 720 was considered further.

Senator Ritzhaupt moved to amend **HB 720**, line 6, page 2, by striking all of Section 3 and substituting a new section as follows: "Section 3. There is hereby authorized the appointment of a Director of penal, correctional and reformatory institutions. The Governor with the advice and consent of the Senate shall appoint a man who is a college graduate and has had special education and training in criminology. He shall be between the age of thirty-five (35) and fifty (50) years, of excellent moral character, dependable and trustworthy," which amendment was declared failed of adoption.

Senator Berrong moved to amend **HB 720**, page 4, by striking all of Section 6 and inserting the following: "Section 6. The State Board of Corrections shall appoint a Director of Corrections with the advice and consent of the Senate, who shall be the executive officer of the Board, and shall hold office at the pleasure of the Board.

The Director shall have wide and successful administrative experience in adult or youth correctional programs embodying rehabilitative concepts.

The Director shall direct and supervise all the administrative activities of the State Board of Corrections, and shall attend all meetings of the State Board of Corrections. The Director shall also make, publish and furnish to the Legislature and the Governor annual reports regarding the work of the State Board of Corrections, and such special reports as he may consider helpful in the administration of the penal system, or as may be directed by the State

Board of Corrections. The Director shall perform such other duties and functions necessary, or desirable, to carry out the intent of this law, and which he may be directed to perform by the State Board of Corrections.

The Director shall, with the advice and consent of the Board, employ such personnel as may be necessary for the effective and efficient administration of the penal and correctional program of the State.

The Director shall be removed only for cause, after an open hearing conducted by the Board," which amendment by unanimous consent, upon request of Senator Stipe, was declared adopted.

Senator Berrong moved to amend **HB 720**, line 8, page 2, by inserting after the word, "members," and before the word, "to," the words, "Not more than four members of whom shall be a member of the same political party," which amendment by unanimous consent, upon request of Senator Stipe, was declared adopted.

Senator Field presiding.

Senator Berrong moved to amend **HB 720**, line 3, page 3, by inserting after the word, "the," and before the word, "administration," the following: "Custody and care of all persons committed for conviction of felony and such other persons as may be committed to it and shall have jurisdiction of the." which amendment by unanimous consent, upon request of Senator Stipe, was declared adopted.

Senator Berrong moved to amend **HB 720**, line 9, page 5, by inserting after the word, "Board," and before the word, "the," the words, "but not to exceed twelve thousand dollars (\$12,000.00) per annum, payable monthly," which amendment by unanimous consent, upon request of Senator Stipe, was declared adopted.

Senator Stipe moved to amend **HB**

720, line 12, page 5, by striking after the word and figures, "Section 10," and before the word, "The," the balance of the section and substituting therefor: "The Board shall establish offices for the Department at the Oklahoma State Penitentiary at McAlester and said institution shall provide the necessary office equipment and furnishings for the Department," which by unanimous consent, he withdrew.

Senator Sandlin moved to amend **HB 720**, by striking line 18 on page 3 and on line 3, page 4, by striking the word, "Boley," and renumbering sub-section 6 as sub-section 5. Senator Miskovsky moved to table the Sandlin amendment, which motion failed of adoption.

The vote occurring on the Sandlin amendment, it was declared failed of adoption.

Senator Stipe moved to amend **HB 720**, line 16, page 4, by adding after the word, "program," the following: "The director shall appoint a warden for the State Penitentiary at McAlester and a warden at the State Reformatory at Granite with the advice of the Senate."

Senator Stipe asked unanimous consent to amend his amendment after the word, "director," and before the word, "shall," by inserting the words, "with the approval of the Board," which was the order.

The vote occurring on the Stipe amendment, as amended, it was declared adopted.

Senator Breeden moved to amend **HB 720**, line 16, page 4, by inserting after the word, "program," a new paragraph, to read as follows: "The director shall be chosen from a list of six candidates qualified by experience and training in criminology and recommended by the heads of the Departments of Sociology of the University of Oklahoma, Oklahoma State University and the National Probation and Parole Association."

Senator Stipe asked unanimous con-

sent that the Breeden amendment be adopted, to which Senator Miskovsky objected.

Senator Miskovsky moved to table the Breeden amendment, which motion failed of adoption.

The vote occurring on the Breeden amendment, it was declared adopted.

Senator Walker moved to amend **HB 720**, line 16, page 3, by striking all of line 16, and the word, "Tecumseh," on line 3, page 4.

President Pro Tempore Garvin presiding.

The vote occurring on the Walker amendment, it was declared failed of adoption.

Senator Ritzhaupt moved to amend **HB 720**, line 18½, page 6, by adding a new section and renumbering succeeding sections: "Section 12. The now existing Pardon and Parole Board is hereby abolished and their powers are invested in the State Board of Corrections." Repealing Title 57, Chapter 7, Paragraphs 332, 332.1, 332.2, 332.3, 332.4.

Senator Stipe moved to table the Ritzhaupt amendment, which motion was declared failed of adoption.

Senator Hamilton, after questioning the standing vote count, asked that the roll be called on the Stipe motion to table the Ritzhaupt amendment, which request was sustained by the required number of 5 members, and the roll was ordered called, resulting as follows:

Aye: Baldwin, Berrong, Breeden, Carrier, Cobb, Collins, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Stipe, Trent, Wilson (Greer).—21.

Nay: Bailey, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Hope, King, Land, Payne, Pazoureck,

Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham).—19.

Excused: Hall, Pitcher, Tipps.—3.

Not Voting: Allen.—1.

The President Pro Tempore declared the Stipe motion adopted and the Ritzhaupt amendment tabled.

Senator Sandlin moved to amend **HB 720**, line 18, page 4, by striking the period after the word "business" and adding the following: "but in no event to consolidate the above mentioned institutions or dispense with them" which amendment was tabled upon motion of Senator Miskovsky.

Senator Stipe moved that **HB 720**, as amended, be advanced to engrossment and third reading, which motion by unanimous consent he withdrew.

Senator Shoemake moved to amend **HB 720**, by striking line 1, page 4, which amendment was tabled upon motion of Senator Miskovsky.

Senator Stipe moved that **HB 720**, as amended, be advanced to engrossment and third reading, which motion was declared adopted.

Senators Tipps and Pitcher asked to be recorded present, which was the order.

Senator Easterly asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Stipe asked unanimous consent, which was granted, that **HB 720**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 720 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Collins, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, Mc-

Colgin, McSpadden, Mahan, Miskovsky, Morford, Stipe, Tipps, Trent, Wilson (Greer).—24.

Nay: Boecher, Cartwright (Seminole), Cobb, Cowden, Dacus, Hope, King, Land, McClendon, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham).—17.

Excused: Easterly, Hall.—2.

Not Voting: Allen.—1.

The bill was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Collins, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, McColgin, McSpadden, Mahan, Miskovsky, Morford, Stipe, Tipps, Trent, Wilson (Greer).—24.

Nay: Boecher, Cartwright (Seminole), Cobb, Cowden, Dacus, Hope, King, Land, McClendon, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham).—17.

Excused: Easterly, Hall.—2.

Not Voting: Allen.—1.

The emergency was declared failed of passage.

HB 720, as amended, was referred for engrossment.

Senator Mahan asked that he be shown excused on the next legislative day until such time as he can be present, which was the order.

Senator Wilson (Greer) moved that the Senate authorize and empower the President Pro Tempore, Senator Garvin, to appoint all Senate Conference Committees during the present 27th session of the legislature, which motion was declared adopted.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 232—By Ritzhaupt—An Act relating to taxation; amending 68 O. S. 1951, § 34, which provides for homestead exemption, by changing such exemption from One Thousand Dollars (\$1,000.00) to one-half of the first Two Thousand Dollars (\$2,000.00) of assessed valuation; providing for severability; and declaring an emergency.

SB 232—By Ritzhaupt—An Act relating to old age assistance; amending 56 O. S. 1951, § 165, as amended, which provides standards for determining the amount of assistance extended to certain needy persons, by providing that the assistance of any recipient of old age assistance shall be increased by the amount of taxes paid by such recipient on his Homestead; providing for severability; and declaring an emergency.

SB 234—By Tipps and Mahan—An Act relating to public officials; amending 51 O. S. 1951, § 93 which defines "official misconduct" for which public officials may be ousted from office, but further defining that portion thereof relating to the commission of crimes to authorize suspension from office during appeal from trial court; providing for severability; and declaring an emergency.

SB 235 — By Miskovsky — An Act amending Subsection 4 of Section 1251f, Title 68, O. S. 1951; providing for the dispensing with the use of sales tax tokens; providing a bracket system for the collection of sales tax from users and consumers by vendors; providing for the redemption of sales tax tokens; providing that nothing herein shall be construed as relieving vendors from the duty of reporting their entire gross receipts and paying the tax thereon; authorizing the transfer of certain funds; and declaring an emergency.

SB 236—By Miskovsky of the Senate and Andrews of the House—An Act relating to ring and prize fights and other premeditated fights and contentions; repealing 21 O. S. 1951 §§ 1331 to 1336, inclusive; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs** 598, 602 and 684, each as amended.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs** 538, 547, 553, 589, 688, and requesting Conferences.

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 141—Planning and Resources—To Appropriations and Budget by previous order.

SB 150—Military and Veterans' Affairs.

SB 156—Game and Fish.

HB 689—Judiciary.

DO PASS, as amended:

SB 189—Game and Fish.

HB 630—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 11 correctly engrossed.

SRs 33 and 34 each correctly enrolled.

Engrossed **SCR 11** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs** 33 and 34 were, each, properly signed and ordered transmitted to the Secretary of State.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

Fiftieth Legislative Day

Wednesday, April 1, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Hall, Mahan, Miskovsky.—3.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

Mr. Bill Seay states that he resides at 1728 Andover Court, Oklahoma City, Oklahoma; that he is 32 years of age; that he is legislative representative for Bureau for Lathing and Plastering of Oklahoma, Inc.; that he is paid the sum of \$____, per ____ for his services; that he makes this statement in compliance with the laws of the State and petitions

the Honorable Oklahoma State Senate 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.

DATED this 1st day of April, 1959.

William B. Seay.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 598, 602 and 684.**

The above numbered Enrolled bills, were after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Senator Sandlin asked unanimous consent to withdraw **HB 528** by County Government, from the calendar, for the purpose of submitting a corrective report, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 720 and **SB 178** each correctly engrossed.

SR 36 correctly enrolled.

Engrossed SAs to and Engrossed **HB 720**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SB 178** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 36** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following bill was introduced and read the first time:

SB 237—By Pitcher and Tipps of the Senate and Sparkman and Wilkerson of the House—An Act relating to the sale and transportation of minnows; amending Section 11, Senate Bill No. 91 Twenty-Seventh Session of the Oklahoma Legislature, which provides for the licensing of persons transporting minnows into Oklahoma for sale and for fees therefor, by setting fee at One Hundred Dollars (\$100.00) for residents, and Three Hundred Dollars (\$300.00) for nonresidents; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 228—Education, then to Appropriations and Budget.

SB 229—Revenue and Taxation.

SB 230—Economic and Industrial Development, then to Appropriations and Budget.

SB 231—State and Federal Government.

SB 232—Revenue and Taxation.

SB 233—Revenue and Taxation.

SB 234—Criminal Jurisprudence.

SB 235—Revenue and Taxation.

SB 236—Criminal Jurisprudence.

SJR 20—State and Federal Government, then to Constitutional Amendments, Initiative and Referendum and Code Revision.

SJR 21—Judiciary.

GENERAL ORDER

HB 566, by Skeith, et al of the House and Field of the Senate, was read and considered.

Senators Field and Mahan moved to amend to **HB 566**, line 16, page 6, after

the word, "application," and before the word, "shall," by inserting the words, "unless so stated and outlined in the application," which amendment was declared adopted.

Senator Walker asked unanimous consent that Senator Hope be shown excused until such time as he returns to the Chamber, which was the order.

Senator Grantham moved to amend **HB 566**, line 9, page 12, by adding after the word, "ordinance," a new section to be numbered Section 12 and renumbering succeeding sections: "Section 12. Any person who goes out of business immediately following a sale described above, he may apply for a refund of license fee paid after sixty (60) days from the date of said sale," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 566**, line 6, page 2, by striking after the word, "business," the remainder of line 6 and all of lines 7, 8, 9, 10, 11, 12 and 13, which amendment by unanimous consent he withdrew.

Upon motion of Senator Field, **HB 566**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Field, the rules of the Senate were suspended, and **HB 566**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 566 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Kerr, King, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Sardlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—31.

Nay: Allen, Cartwright (Bryan),

Fine, Hamilton, McClendon, Ritzhaupt, Wilson (Beckham).—7.

Excused: Hall, Hope, Mahan, Miskovsky.—4.

Not Voting: Cartwright (Seminole), Herndon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Kerr, King, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—31.

Nay: Allen, Cartwright (Bryan), Fine, Hamilton, McClendon, Ritzhaupt, Wilson (Beckham).—7.

Excused: Hall, Hope, Mahan, Miskovsky.—4.

Not Voting: Cartwright (Seminole), Herndon.—2.

The emergency was declared passed.

HB 566, as amended, was referred for engrossment.

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

GENERAL ORDER

HB 661 by McGahey, et al was read and considered.

Senator Land asked unanimous consent to be made co-author of **HB 661**, which was the order.

Upon motion of Senator Land, **HB 661**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Land, the rules of the Senate were suspended, and **HB 661**, as co-authored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 661 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Nay: Hamilton.—1.

Excused: Hall, Hope, Mahan.—3.

Not Voting: Herndon, McClendon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Nay: Hamilton.—1.

Excused: Hall, Hope, Mahan.—3.

Not Voting: Herndon, McClendon.—2.

The emergency was declared passed.

HB 661 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 150, by Tipps and Miskovsky, was read and considered.

Senators Grantham, Ritzhaupt, Pitcher, Kerr, Wilson (Greer), Allen, Hamilton, Field and Carrier asked to be made co-authors of **SB 150**, which was the order.

Upon motion of Senator Tipps, **SB 150**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Tipps, the

rules of the Senate were suspended, and **SB 150**, as co-authored, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Hall, Hope, Mahan.—3.

Not Voting: Miskovsky, Morford, Sandlin.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Hall, Hope, Mahan.—3.

Not Voting: Miskovsky, Morford.—2.

The emergency was declared passed.

SB 150 was referred for engrossment.

GENERAL ORDER

SB 167 by Breeden, Wilson (Greer) and Field of the Senate, and Bower, et al of the House, was read and considered.

Upon motion of Senator Breeden, **SB**

167 was advanced to engrossment and third reading.

Upon motion of Senator Breeden, the rules of the Senate were suspended, and **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: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Hall, Hope, Mahan.—3.

Not Voting: Bailey, Herndon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Hall, Hope, Mahan.—3.

Not Voting: Bailey, Herndon.—2.

The emergency was declared passed.

SB 167 was referred for engrossment.

GENERAL ORDER

HCR 525 was considered, read at

length as follows, and adopted upon motion of Senator Collins:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 525 — By Sparks and Arrington of the House and Collins of the Senate.

A RESOLUTION CONGRATULATING THE STILLWATER PIONEER HIGH SCHOOL BASKETBALL TEAM ON THEIR WINNING THE 1959 CLASS A BASKETBALL CROWN.

WHEREAS, the Stillwater Pioneer Team entered the throne room of High School Basketball by capturing the coveted Class A Crown in a bitterly fought duel against Pryor on March 14, 1959, and

WHEREAS, the fine group of athletes fought off the determined rally of their worthy opponent to lay title to this Class A Basketball Crown for the first time in thirty-six years, and

WHEREAS, this team effort did achieve victory for the Pioneers and capped the seasons record of thirty-two victories against but one defeat;

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

SECTION 1. That this Legislative Body does congratulate the 1959 edition of the Stillwater High School Pioneer Basketball Team and its capable coach, Martin Loper, on their gaining the 1959 Class A Crown.

SECTION 2. That duly authenticated copies of this Resolution be forwarded by the clerks of our respective Houses to all team members, to Coach Martin Loper and to Superintendent R. R. Russell.

HC 525 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 628, by Sparks, et al of the House and Collins of the Senate, was read and considered.

Senators Miskovsky, Stipe and Cobb asked to be made co-authors of **HB 628**, which was the order.

Upon motion of Senator Collins, **HB 628** was advanced to engrossment and third reading.

Upon motion of Senator Collins, the rules of the Senate were suspended, and **HB 628** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 628 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Boecher, Cobb, Collins, Cowden, Easterly, Field, Garvin, Grantham, Harris, Kerr, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—25.

Nay: Baldwin, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Fine, Hamilton, Herndon, King, McClendon, Morford, Ritzhaupt, Wilson (Beckham).—14.

Excused: Hall, Hope, Mahan.—3.

Not Voting: Breeden, Pitcher.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cobb, Collins, Cowden, Easterly, Field, Garvin, Grantham, Harris, Herndon, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Carrier, Cartwright (Bryan),

Cartwright (Seminole), Dacus, Fine, Hamilton, King, Ritzhaupt, Wilson (Beckham).—9.

Excused: Hall, Hope, Mahan.—3.

Not Voting: Breeden, Pitcher.—2.

The emergency was declared passed.

HB 628 was properly signed and ordered returned to Honorable House.

FIRST READING

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

SB 238—By Miskovsky of the Senate and Andrews of the House—An Act relating to athletic exhibitions; creating a State Athletic Commission and fixing its membership, powers, duties and functions; regulating boxing, sparring and wrestling matches and exhibitions; requiring licenses and permits and fees therefor; fixing penalties for violation of Act; repealing 21 O. S. 1951 §§ 1331 to 1336, inclusive, and conflicting laws; and declaring an emergency.

SB 239—By Breeden of the Senate—An Act relating to the purchasing of commodities and or equipment requisitioned through the State Board of Public Affairs amending Title 74 Section 64 O. S. 1951; and declaring an emergency.

SB 240—By Miskovsky—An Act relating to grand juries; providing that grand juries shall not be ordered or convened within thirty days prior to elections; and declaring an emergency.

SJR 22—By Public Health Committee—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to Article X, Oklahoma Constitution, by adding thereto a new Section to be known as Section 9A of said Article X, authorizing an additional county ad valorem tax levy not exceeding two and one-half mills on the dollar of assessed valuation for a Department of Health, and ordering a Special Election.

Senator Sandlin asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Miskovsky asked to be shown excused for the remainder of this legislative day and until such time as he returns tomorrow, which was the order.

GENERAL ORDER

SB 191, by Wilson (Greer) of the Senate and Hurst of the House, was read and considered.

Senators Dacus, McSpadden, Walker, Collins, Cobb, Trent, Fine, McClendon, McColgin, Hamilton, Pazoureck and Stipe asked to be made co-authors of **SB 191**, which was the order.

Upon motion of Senator Wilson (Greer), **SB 191**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Greer), the rules of the Senate were suspended, and **SB 191**, as co-authored, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: King, Ritzhaupt.—2.

Excused: Hall, Hope, Mahan, Miskovsky, Sandlin.—5.

Not Voting: Boecher, Herndon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: King, Ritzhaupt.—2.

Not Voting: Boecher, Herndon.—2.

Excused: Hall, Hope, Mahan, Miskovsky, Sandlin.—5.

The emergency was declared passed.

SB 191 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Ritzhaupt moved to reconsider the vote by which **HB 628** was passed.

GENERAL ORDER

HB 648, by Privett, et al of the House and Harris of the Senate, was read and considered.

Senator Ritzhaupt presiding.

Senators Breeden, McColgin, and Tipps asked to be made co-authors of **HB 648**, which was the order.

Upon motion of Senator Harris, **HB 648** was advanced to engrossment and third reading.

Upon motion of Senator Harris, the rules of the Senate were suspended, and **HB 648** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 648 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright

(Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Hall, Hope, Mahan, Miskovsky, Sandlin.—5.

Not Voting: Herndon.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Hall, Hope, Mahan, Miskovsky, Sandlin.—5.

Not Voting: Herndon.—1.

The emergency was declared passed.

HB 648 was properly signed and ordered returned to Honorable House.

Senators Mahan and Sandlin asked to be recorded present, which was the order.

GENERAL ORDER

SB 204, by Bailey, was read and considered.

Upon request of Senator Bailey, further consideration of **SB 204** was deferred until tomorrow.

HCR 512, by Committee on County, State and Federal Government, was taken up for consideration, read at length as follows and adopted upon motion of Senator Sandlin:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 512 -- By

Committee on County, State and Federal Government.

A CONCURRENT RESOLUTION DIRECTING THE LEGISLATIVE COUNCIL OF THE STATE OF OKLAHOMA TO MAKE A STUDY OF, COMPILER AND CODIFY ALL OF THE LAWS OF THE STATE PERTAINING TO COUNTY GOVERNMENT DURING THE 1959-1961 INTERIM.

WHEREAS, the laws of the State of Oklahoma pertaining to county government, are in some instances antiquated and out-moded, and

WHEREAS, many laws of the State pertaining to county government are useless and no longer pertain to matters of the existing county governments, and

WHEREAS, there is a definite need for a codifying of all the laws of the State pertaining to county government;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Legislative Council of the State of Oklahoma is hereby directed to study, compile and codify all of the laws of the State pertaining to county government during the 1959-1961 Legislative interim and be prepared to present to the members of the 1961 Legislature, at the beginning of that Session, a completed code of such laws together with its recommendations and suggestions concerning the same.

Engrossed **HCR 512** was properly signed and ordered returned to the Honorable House.

HB 613, by Insurance Committee, was read and considered.

Upon motion of Senator Field, **HB 613** was advanced to engrossment and third reading.

Upon motion of Senator Field, the

rules of the Senate were suspended and **HB 613** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 613 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Hall, Hope, Miskovsky.—3.

Not Voting: Bailey, Herndon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Hall, Hope, Miskovsky.—3

Not Voting: Bailey, Herndon.—2.

The emergency was declared passed.

HB 613 was properly signed and ordered returned to Honorable House.

The Presiding Officer announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Wilson

(Beckham), the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session, with Senator Allen presiding, who made the following announcements:

The Senate, in executive session and upon motion of President Pro Tempore Garvin, seconded by Senator Dacus, advised and consented to the confirmation of the executive nomination of ERIC R. MURRAY, of Duncan, as a member of the State Board of Pharmacy, for a term effective upon confirmation and ending May 25, 1962.

The Senate, in executive session and upon motion of Senator Grantham, advised and consented to the confirmation of the executive nomination of JAMES W. BOONE, of Tonkawa, as a member of the State Board of Health, for a term effective upon confirmation and ending June 30, 1967.

The Senate, in executive session and upon motion of Senator Tipps, advised and consented to the confirmation of the executive nomination of DR. CHARLES R. LOVE, of Ardmore, as a member of the State Board of Examiners in Veterinarian Medicine for a term effective upon confirmation and ending May 9, 1962.

The Senate, in executive session and upon motion of Senator Berrong, advised and consented to the confirmation of the executive nomination of Dr. B. T. BRUNDAGE, of Thomas, as a member of the State Board of Health, for a term effective upon confirmation and ending June 30, 1962.

The Senate, in executive session and upon motion of Senator Shoemaker, seconded by Senator King, advised and consented to the confirmation of the executive nomination of ED FUTRELL, of Porum, as a member of the Oklahoma Wildlife Conservation Commission for a term effective upon confirmation and ending July 1, 1966.

The Senate, in executive session and

upon motion of Senator Cobb, seconded by Senators Trent and Sandlin, advised and consented to the confirmation of the executive nomination of J. R. HUTCHENS, of Tishomingo, as a member of the Oklahoma Wildlife Conservation Commission for a term effective upon confirmation and ending July 1, 1960.

The Senate, in executive session and upon motion of Senator Land, seconded by Senator Mahan, advised and consented to the confirmation of the executive nomination of GLADE R. KIRKPATRICK, of Tulsa, as a member of the Oklahoma Water Resources Board for a term effective upon confirmation and ending May 14, 1965.

The Senate, in executive session and upon motion of Senator Harris, advised and consented to the confirmation of the executive nomination of FRANK KITCHENS, of Lawton, as a member of the Oklahoma Motor Vehicle Commission, effective upon confirmation and ending June 30, 1959.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared, the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion prevailed.

Senator Bailey 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 73—Public Health.

SB 133—Labor Relations.

SB 135—Public Health.

SB 161—Public Health—To Appropriations and Budget by previous order.

SB 224—Privileges and Elections.

HB 516—Public Health.

HB 651—Public Health.

DO PASS, as amended:

SB 74—Public Health.

SB 136—Public Health.

SB 148—Business and Industry.

SB 220—Public Health.

HB 528—County Government.

HB 641—Business and Industry.

WITHOUT RECOMMENDATION:

HB 664—Business and Industry—To Privileges and Elections by previous order.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 11:00 a. m., tomorrow.

Fifty-first Legislative Day

Thursday, April 2, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by the President, Lieutenant Governor George Nigh.

The roll call was as follows:

Present: Bailey, Berrong, Boecher, Breeden, Carrier, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Hall, Mahan, Miskovsky, Sandlin.—10.

The President declared a quorum present.

Prayer was offered by Mr. George O'Neal, Senate Calendar Clerk.

Senator Ritzhaupt introduced two of his little grandchildren, Sabrina Lynn and Lillian Mae Ritzhaupt of Guthrie, and by unanimous consent, upon request of Senator Dacus, they were made Honorary Journal Clerks for this legislative day.

Senator Cartwright (Seminole) introduced the following county basketball champions of 1959 from Lawrence School, Pontotoc county, accompanied by their teacher, Senator Virgil Medlock, formerly a member of the Oklahoma State Senate, and asked that they be made Honorary Pages for this legislative day which was the order: Ronnie Brinlee, Jerry Davis, Michael Burnshire,

Mickey Sweat, James Boyd, Bennie Davis and James O. Gipson.

Senator Grantham introduced Trissa Katz of Ponca City and asked that she be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 237—Game and Fish.

SB 238—State and Federal Government.

SB 239—State and Federal Government.

SB 240—Criminal Jurisprudence.

SJR 22—Revenue and Taxation, then Constitutional Amendments, Initiative and Referendum and Code Revision.

GENERAL ORDER

SB 205, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 205** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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 question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breden, Carrier, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: McColgin.—1.

Excused: Allen, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Hall, Mahan, Miskovsky, Sandlin.—10.

Not Voting: Stipe.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breden, Carrier, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: McColgin.—1.

Excused: Allen, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Hall, Mahan, Miskovsky, Sandlin.—10.

Not Voting: Stipe.—1.

The emergency was declared passed.

SB 205 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Hamilton asked unanimous consent, which was granted, that consideration of his motion to reconsider the vote by which **SB 68** was passed be deferred for one legislative day.

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

GENERAL ORDER

HB 659, by Finch, et al of the House, and Grantham of the Senate, was read and considered.

Senators Shoemake, Pitcher, Collins, McColgin, Grantham, Dacus and Herndon asked to be made co-authors of **HB 659**, which was the order.

Upon motion of Senator Hope, **HB 659**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 659**, as co-authored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 659 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breden, Carrier, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Hall, Mahan, Miskovsky, Sandlin.—9.

Not Voting: Fine.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breden, Carrier, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Hall, Mahan, Miskovsky, Sandlin.—9.

Not Voting: Fine.—1.

The emergency was declared passed.

HB 659 was referred for engrossment.

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

GENERAL ORDER

HB 550, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 550** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 550** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 550 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Hall, Mahan, Miskovsky, Sandlin.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck,

Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Hall, Mahan, Miskovsky, Sandlin.—8.

The emergency was declared passed.

HB 550 was properly signed and ordered returned to Honorable House.

Senator Cartwright (Bryan), asked to be recorded present, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 529—By Romang.—An Act pertaining to initiative and referendum petitions, relating to the forms and requisites thereof, making technical corrections to conform to the Oklahoma Constitution, prescribing the dimensions of such petitions and the number of signatures permitted thereon; amending 34 O. S. 1951 § § 1, 2, 3, 4, and 8; repealing 34 O. S. 1951 § § 15, 16 and 26; and declaring an emergency.

HB 610—By Finch of the House and Collins, Herndon and Sandlin of the Senate.—An Act pertaining to workmen's compensation; amending 85 O. S. 1951, Section 22 (5) as amended by Title 85, Chapter 2, Section 1, at Page 430, Oklahoma Session Laws 1953 and amended by Title 85, Chapter 2d, Section 1 (5) Oklahoma Session Laws 1955 at Page 492 and amended by Title 85, Chapter 2a, Section 1, Oklahoma Session Laws 1957 at Page 573; and declaring an emergency.

HB 671—By Odom (Wagoner), Buckler, Daugherty, Hargrave, Haworth, Hopkins, Patterson and Spraker.—An Act relating to libel; requiring campaign matter to contain the names of persons, firms or corporations preparing, distributing or circulating same; declaring certain statements to be libelous; authorizing recovery of damages in certain cases.

HB 691—By Fuller—An Act relating to sewer improvement districts; amending 19 O. S. 1951 § 876, as amended, which relates to property of such districts and sale thereof; providing for the dissolution of such districts, the manner thereof, and prerequisites therefor; providing for severability; and declaring an emergency.

HB 717—By Fuller, McCarty, Mountford and Skaggs.—An Act pertaining to insurance; amending Section 4101, Article 41, Title 36, Page 378, Oklahoma Session Laws 1957, (36 O. S. Supp. 1957, § 4101); by adding credit unions as a group to whom group life insurance may be issued; providing for severability; and declaring an emergency.

HB 739—By Howard, McGahey, Bradley (Tulsa), Hopkins, McCune, Forsythe and Johnston.—An Act relating to municipal employees; providing for appeals to the district court by certain municipal employees when subjected to adverse personnel actions; providing standards for judicial review; repealing all conflicting laws or parts of laws; providing for severability; and declaring an emergency.

HB 725—By Hopkins, McCune, Forsythe, Bradley (Tulsa), McGahey, Hall, Mitchell and Johnston.—An Act relating to diving; requiring any diver using mechanical diving or breathing device to place a flag at the point where he submerges; making it illegal for buoys to be closer than 300 yards to each other and to certain other areas; making it unlawful to operate a motor boat within 150 feet of a buoy except for rescue purposes; making violations a misdemeanor; setting a fine; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SBs 23 and 183.

The above numbered Bills were referred for enrollment.

GENERAL ORDER

SB 138, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Senator Hope asked unanimous consent that the enacting clause to **SB 138** be stricken, which was the order.

Upon motion of Senator Hope, **SB 138**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 138**, as amended, was 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cartwright (Seminole), Cobb, Hall, Mahan, Miskovsky, Sandlin.—7.

Not Voting: Cartwright (Bryan).—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe,

Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cartwright (Seminole), Cobb, Hall, Mahan, Miskovsky, Sandlin.—7.

Not Voting: Cartwright (Bryan).—1.
The emergency was declared passed.
SB 138 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 527**.

By unanimous consent, upon request of Senator Harris, **HCR 527** was considered, read at length as follows, and adopted:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 527—By Taliaferro and Ozmun of the House, and Harris of the Senate.

A CONCURRENT RESOLUTION AUTHORIZING AND DIRECTING THE OKLAHOMA TAX COMMISSION TO INVESTIGATE THE CLAIM OF W. H. PARSONS, AN INDIVIDUAL DOING BUSINESS AS PARSONS WHOLESALE COMPANY, OF LAWTON, OKLAHOMA, THAT CIGARETTE TAX STAMPS PAID FOR BY HIM WERE NEVER RECEIVED, AND TO MAKE A REFUND ACCORDINGLY, FROM THE OKLAHOMA TAX COMMISSION FUND.

WHEREAS, it appears that W. H. Parsons, an individual doing business as Parsons Wholesale Company, at Lawton, Oklahoma, duly licensed as a wholesale cigarette dealer under the provisions of Section 586c of Title 68, Oklahoma Statutes 1951, as now amended, did, on or about the 5th day of May, 1958, order from the Oklahoma Tax Commission twenty thousand (20,000) five cent (5c) cigarette tax stamps to be affixed to cigarettes sold by such dealer in the State of Oklahoma, and did pay to the Oklahoma Tax Commission the sum of Nine Hundred Sixty Dollars (\$960.00), representing the face value of such stamps less the discount of four per cent

(4%) of face value provided for in Section 586j of Title 68, Oklahoma Statutes 1951, as now amended; and

WHEREAS, it further appears that said cigarette tax stamps were delivered by the Oklahoma Tax Commission to the United States Post Office Department, at Oklahoma City, Oklahoma, on or about the 6th day of May, 1958, and that the said W. H. Parsons claims that none of said cigarette tax stamps were ever delivered to him or to the said Parsons Wholesale Company, and requests a refund of the amounts so paid by him for said stamps:

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Tax Commission is hereby authorized and directed to make, or cause to be made, an investigation of the facts involved in the above-mentioned transaction and, if it determines that the cigarette tax stamps in question, or any part thereof, were never received by the said W. H. Parsons or the said Parsons Wholesale Company, to refund to the said W. H. Parsons, doing business as Parsons Wholesale Company, the sum of Nine Hundred Sixty Dollars (\$960.00), or so much thereof as he may be entitled to in the circumstances.

SECTION 2. The making of a refund under the provisions of Section 1 hereof is hereby declared to be a proper expense of performing the lawful duties of the Oklahoma Tax Commission, and any refund made thereunder shall be made from the Oklahoma Tax Commission Fund created by Section 221 of Title 62, Oklahoma Statutes 1951.

HCR 527 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 224, by Ritzhaupt, was read and considered.

Senators Mahan, Cartwright (Seminole) and Miskovsky asked to be recorded present, which was the order.

Upon motion of Senator Ritzhaupt, **SB 224** was advanced to engrossment and third reading.

Upon motion of Senator Ritzhaupt, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Cobb, Hall, Sandlin.—4.

Not Voting: Carrier.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Cobb, Hall, Sandlin.—4.

Not Voting: Carrier.—1.

The emergency was declared passed.

SB 224 was referred for engrossment. Senator Boecher presiding.

GENERAL ORDER

SB 220, by Field, was read and considered.

Senator Field asked unanimous consent that Representative Bouse be made co-author to **SB 220**, which was the order.

Upon motion of Senator Field, **SB 220**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Field, the rules of the Senate were suspended, and **SB 220**, as co-authored, 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:

Aye: Allen, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: McSpadden, Pitcher, Shoemake.—3.

Excused: Baldwin, Cobb, Hall, Sandlin.—4.

Not Voting: Bailey, Carrier, Easterly, Tipps.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamil-

ton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: McSpadden, Pitcher, Shoemake.—3.

Excused: Baldwin, Cobb, Hall, Sandlin.—4.

Not Voting: Bailey, Carrier, Easterly, Tipps.—4.

The emergency was declared passed.

SB 220 was referred for engrossment.

GENERAL ORDER

SB 148, by Breeden, Morford and Carrier of the Senate and Dolezal of the House, was read and considered.

Senator Breeden moved to amend the title of **SB 148** to conform to the body of the bill, which amendment was declared adopted.

Upon motion of Senator Breeden, **SB 148**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Breeden, the rules of the Senate were suspended, and **SB 148**, as amended, 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:

Aye: Allen, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cobb, Hall, Sandlin.—4.

Not Voting: Bailey, Carrier, Cartwright (Seminole), Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cobb, Hall, Sandlin.—4.

Not Voting: Bailey, Carrier, Cartwright (Seminole), Mahan.—4.

The emergency was declared passed.

SB 148 was referred for engrossment.

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

GENERAL ORDER

SB 156, by Wilson (Beckham), was read and considered.

By unanimous consent, Senators Sandlin, Dacus, Field, McColgin, Easterly, Pazoureck, Cowden, McSpadden, Allen, Payne and Berrong were made co-authors of **SB 156**.

Senator Allen moved to amend **SB 156**, line 4, page 1, by deleting therefrom the words "Game and Fish Fund" and inserting the words "General Revenue Fund" which amendment was declared failed of adoption.

Upon motion of Senator Wilson (Beckham), **SB 156** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), 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 for the third time at length.

On the question of passage of bill, the roll call resulted as follows.

Aye: Allen, Berrong, Breeden, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—27.

Nay: Boecher, Cartwright (Bryan), Collins, Fine, Hamilton, Herndon, Ritzhaupt, Stipe, Tipps, Trent.—10.

Excused: Baldwin, Cobb, Hall.—3.

Not Voting: Bailey, Carrier, McClendon, Shoemake.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Breeden, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—28.

Nay: Boecher, Cartwright (Bryan), Collins, Fine, Hamilton, Herndon, Stipe, Tipps, Trent.—9.

Excused: Baldwin, Cobb, Hall.—3.

Not Voting: Bailey, Carrier, McClendon, Shoemake.—4.

The emergency was declared failed of passage.

SB 156 was referred for engrossment.

Upon request of Senator Wilson (Beckham), the title to **SB 156** was ordered amended to conform with the bill as passed.

Senator Payne moved when the desk is cleared, the Senate adjourn to meet as provided under the Rules—1:30 p. m.

—Monday, April 6, which motion was declared adopted.

FIRST READING

By unanimous consent, the following bills and/or resolutions were introduced and read the first time:

SB 241—By Senate Committee on Municipal Government.—An Act relating to "vehicles" and "motor vehicles," as those terms are defined in the Oklahoma "Motor Vehicle License and Registration Act" of 1941, as amended; amending Section 2 of said "Motor Vehicle License and Registration Act," (47 O. S. 1951 § 22.1) as heretofore amended, to re-define the term "farm use," as used in said Act; providing that no truck, or truck-tractor shall be registered or licensed as a truck, or truck-tractor, used exclusively for "farm use," unless the application for such registration and licensing shall be accompanied by an affidavit, on the form therefor prescribed by the Oklahoma Tax Commission, by the owner of such vehicle, that the principal business of such owner is farming or ranching and that such vehicle, if so registered or licensed, will during the period of time covered by such registration, be used exclusively for such "farm use;" and declaring an emergency.

SB 242—By Senate Committee on Municipal Government.—An Act relating to the apportionment and use of license fees, taxes and penalties collected or received by the Oklahoma Tax Commission pursuant to the provisions of the Oklahoma "Motor Vehicle License and Registration Act" of 1941, as amended; amending Section 3 of said "Motor Vehicle License and Registration Act" (47 O. S. 1951 § 22.2), as amended by Section 4 of Chapter 4b of Title 47, Oklahoma Session Laws 1957, and by Section 8 of Senate Bill No. 105 of the Twenty-sixth (1957) Oklahoma Legislature; and declaring an emergency.

SB 243—By Wilson (Beckham).—An

Act relating to accountancy; amending Title 59, O. S. 1951, Section 10; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 526**.

Senator Dacus presiding.

Enrolled **HCR 526** was properly signed and ordered returned to the Honorable House.

Senator Boecher presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 566, SBs 150, 167, 191 and 224 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 566**, as amended, was properly signed and ordered returned to the Honorable House.

Engrossed **SBs 150, 167, 191 and 224** 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:

SB 52—Appropriations and Budget.

SB 218—Public Lands.

DO PASS, as amended:

SB 17—Municipal Government.

SB 120—Insurance — Co-authored by Dacus, Berrong, Morford and Field.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p. m., Monday, April 6, 1959.

Fifty-second Legislative Day

Monday, April 6, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClen-don, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—40.

Excused: Cobb, Cowden, Herndon, Walker.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain, Reverend Robert Bergthold, Pastor of the Congregational Christian Church, Carrier, Oklahoma.

Senator Payne introduced the following members of the Eighth Grade Civics Class of the Twin Hills School in Okmulgee County, accompanied by Superintendent Joe Glover, and asked that they be made Honorary Pages for this legislative day, which was the order: Berlin and Johnnie Hendricks, Mike Flud, Gyla Reed and Sue Robinson.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following bills were reported by

the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 170—Agriculture.

DO PASS, as amended:

SB 143—County Government—To Appropriations and Budget by previous order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 659 and **SBs 138, 148, 156, 205** and **220** each correctly engrossed.

SBs 23 and **183** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 659** were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 138, 148, 156, 205,** and **220** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 23** and **183**, after fourth reading, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bill was introduced and read the first time:

SB 244—By Easterly, Payne and Wilson (Beckham)—An Act relating to the disposition of unclaimed property, providing the conditions under which property shall be presumed abandoned; providing for the custody and disposition of such property and for the making and disposition of claims thereto; pro-

viding penalties for the violation of this Act; prescribing the duties of the State Treasurer and Attorney General; prohibiting contracts for legal services and expenditure of money for legal services by officials, and amending Section 162 (o) of Title 6, Oklahoma Statutes, 1951.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated.

SB 241—Revenue and Taxation.

SB 242—Revenue and Taxation.

SB 243—Business and Industry.

HB 529—Judiciary.

HB 610—Labor Relations, then to Insurance.

HB 671—Judiciary.

HB 691—Municipal Government.

HB 717—Insurance.

HB 739—Judiciary.

HB 725—Criminal Jurisprudence.

GENERAL ORDER

SB 218, by Trent of the Senate and Cooksey of the House, was read and considered.

Senator Trent asked unanimous consent to amend **SB 218** by striking the emergency clause, which was the order.

Upon motion of Senator Trent, **SB 218**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Trent, the rules of the Senate were suspended, and **SB 218**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright

(Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—38.

Excused: Cobb, Cowden, Herndon, Walker.—4.

Not Voting: Stipe, Tipps.—2.

The bill was declared passed.

SB 218 was referred for engrossment.

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

GENERAL ORDER

SB 115, by Hope, Bailey, Miskovsky and Grantham, was read and considered.

Upon motion of Senator Hope, **SB 115** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 115** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 115 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Carrier, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—36.

Nay: Baldwin, Breeden, Cartwright (Seminole), Tipps, Trent.—5.

Excused: Cobb, Cowden, Walker.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Carrier, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—36.

Nay: Baldwin, Breeden, Cartwright (Seminole), Tipps, Trent.—5.

Excused: Cobb, Cowden, Walker.—3.

The emergency was declared passed.

SB 115 was referred for engrossment.

GENERAL ORDER

SB 164, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered

Senator Morford moved to amend **SB 164**, line 14, page 4, by striking all of Section 2 and renumbering the remaining sections accordingly, which amendment by unanimous consent upon request of Senator Hope, was declared adopted.

Upon motion of Senator Hope, **SB 164**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 164**, as amended, was considered engrossed and placed upon third reading and final passage.

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

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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham,

Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Cobb, Cowden.—2.

Not Voting: Boecher, McClendon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Cobb, Cowden.—2.

Not Voting: Boecher, McClendon.—2.

The emergency was declared passed.

SB 164, as amended, was referred for engrossment.

GENERAL ORDER

SB 137, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 137** was advanced to engrossment and third reading.

Upon motion of Senator Hope, 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:

Aye: Allen, Baldwin, Berrong, Cart-

wright (Bryan), Cartwright (Seminole), Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Not Voting: Bailey, Boecher, Breeden, Carrier, Dacus, Morford.—6.

Excused: Cobb, Cowden.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Not Voting: Bailey, Boecher, Breeden, Carrier, Dacus, Morford.—6.

Excused: Cobb, Cowden.—2.

The emergency was declared passed.

SB 137 was referred for engrossment.

Senator Cobb asked to recorded present, which was the order.

GENERAL ORDER

SB 130, by Committee on Education of the Senate, and Committee on Higher Education of the House, was read and considered.

Upon motion of Senator Hope, **SB 130** was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 130** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 130 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cowden.—1.

Not Voting: Boecher, Hall, Miskovsky, Pitcher.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cowden.—1.

Not Voting: Boecher, Hall, Miskovsky, Pitcher.—4.

The emergency was declared passed.

SB 130 was referred for engrossment.

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

GENERAL ORDER

SB 25, by Hope and Bailey of the Senate and Ruby and Davis of the House was read and considered.

Upon motion of Senator Hope, **SB 25** was advanced to engrossment and third reading.

Upon motion of Senator Hope the

rules of the Senate were suspended, and **SB 25** was considered engrossed and placed on 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:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—37.

Nay: Ritzhaupt.—1.

Not Voting: Baldwin, Boecher, Hall, Morford, Pitcher, Walker.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—37.

Nay: Ritzhaupt.—1.

Not Voting: Baldwin, Boecher, Hall, Morford, Pitcher, Walker.—6.

The emergency was declared passed.

SB 25 was referred for engrossment.

GENERAL ORDER

SB 189, by Hamilton, was read and considered.

Senators Herndon, Tipps and Mahan asked unanimous consent to be made

co-authors of **SB 189**, which was the order.

Upon motion of Senator Hamilton, **SB 189**, as co-authored, was advanced to engrossment and third reading.

Upon motion of Senator Hamilton, the rules of the Senate were suspended, and **SB 189**, as co-authored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 189 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Field, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, Mahan, Miskovsky, Payne, Pazoureck, Stipe, Tipps.—24.

Nay: Breeden, Carrier, Cowden, Dacus, Easterly, Grantham, Hall, King, McColgin, McSpadden, Morford, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—17.

Not Voting: Fine, Pitcher, Sandlin.—3.

The bill was declared passed.

Senator Hamilton asked unanimous consent that the emergency clause to **SB 189** be stricken and the title amended to conform, which was the order.

SB 189 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 580—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making an appropriation to the State Soil Conservation Board; providing for the payment of operation expenses by the State Soil Conservation Board; providing for the appointment and compensation of em-

ployees; providing for the payment of District supervisors; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

HB 646—By Stevens and Bond (Stephens)—An Act amending 58 O. S. 1951, § 931, as amended by Section 1, Chapter 15, Title 58, Oklahoma Session Laws 1955, page 303 and 58 O. S. 1951, § 932; relating to contracts for easements by administrators, executors and guardians; eliminating state and counties from the provisions of this section for highway easement acquisitions; and declaring an emergency.

HB 653—By Levergood, Spraker, Larason, Gotcher, Shoemaker, Poynor, McGahey, Hargrave, Meacham, Kardokus, Ford, Karnes, Roberts, Fogarty, Howze, Etling, Finch, Skaggs, Rogers, McCune and Ruby of the House and Morford and Grantham of the Senate—An Act providing for the simplification of land titles; providing that any person having an unbroken chain of titles of record to any interest in land for thirty-one (31) years shall at the end of such period be deemed to have a marketable record title thereto subject only to such claims and defects of title as are not barred under this Act; excluding application of the Act where the land is in the hostile possession of another; defining the term "unbroken chain of title"; providing, however, that any interest or claim originating prior to such thirty-one (31) year period may be preserved and kept effective by filing a notice thereof; prescribing the contents of such notice and the method and manner of filing and indexing thereof; designating the legislative purpose of this Act be the simplifying and facilitating of land title transactions; and providing that nothing contained in this Act shall extend any existing statutes of limitations; further providing that the Act shall not bar any owner of a mineral or royalty

interest which has been severed from the surface of the land, nor to bar any lessee, grantee, mortgagee, or successors in interest of such owner, nor to bar any lessor or his successor of right to possession on expiration of any lease, or any lessee or his successor of his rights in any lease; nor to bar any interest of a mortgagor or mortgagee until after such interest claimed under the instrument shall have become due and payable; nor shall it bar or extinguish any easement by reason of failure to file such notice; nor shall it affect any right, title or interest in land owned by the United States nor any right, title, or interest in any land owned or used by the State of Oklahoma, or by any department, commission or political subdivision thereof.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 203**, Co-authored by Wolf, Poynor, Shoemaker, Karnes, Roberts, Lynch, Greenhaw, Murray and Clark.

The above numbered bill was referred for enrollment.

GENERAL ORDER

SB 17, by Miskovsky, was read and considered.

Senator Ritzhaupt moved to amend **SB 17**, line 2, page 1, by adding after the word, "produced," and before the word, "on," a comma and the following words: "new or used automobiles."

Senator Grantham moved to table the Ritzhaupt amendment, which motion was declared failed of adoption.

The vote occurring on the Ritzhaupt amendment, it was declared adopted.

Senator Ritzhaupt asked unanimous consent that the title of **SB 17** be amended to conform to the body of the bill as amended, which was the order.

Upon motion of Senator Miskovsky, **SB 17**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **SB 17**, as amended, was considered engrossed and placed upon third reading and final passage.

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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker.—33.

Nay: Bailey, Cartwright (Bryan), Cartwright (Seminole), Herndon, King, McColgin, Mahan, Tipps, Wilson (Beckham), Wilson (Greer).—10.

Not Voting: Hope.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker.—33.

Nay: Bailey, Cartwright (Bryan), Cartwright (Seminole), Herndon, King, McColgin, Mahan, Tipps, Wilson (Beckham), Wilson (Greer).—10.

Not Voting: Hope.—1.

The emergency was declared passed.

SB 17, as amended, was referred for engrossment.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 12-a, Senator Collins moved that the vote be reconsidered by which **SB 17** was passed.

Senator Allen asked to be recorded excused until such time as he can return to the Chamber, which was the order.

Senator Hamilton asked for consideration at this time of his motion to reconsider the vote by which **SB 68** was passed.

Upon motion of Senator Sandlin, the previous question was ordered put.

The vote occurring on the Hamilton motion, to reconsider the vote by which **SB 68** was passed, it was declared adopted upon a roll call as follows:

Aye: Bailey, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Field, Fine, Hall, Hamilton, Herndon, Hope, Kerr, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Shoemake, Stipe, Tipps, Trent, Wilson (Greer).—23.

Nay: Baldwin, Berrong, Boecher, Breeden, Easterly, Garvin, Grantham, Harris, King, Land, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Walker, Wilson (Beckham).—17.

Not Voting: Cartwright (Seminole), Cowden, McColgin.—3.

Excused: Allen.—1.

Senator Sandlin asked unanimous consent, which was granted, to reconsider the vote by which **SB 68** was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Sandlin, the vote was reconsidered by which **SB 68** was advanced to engrossment and third reading.

GENERAL ORDER

SB 163, by Cobb, Collins, McClendon, Fine, Cowden, Walker, Hamilton, Trent and Hope of the Senate and McCarty and Haworth of the House, was read and considered.

By unanimous consent, Senators McSpadden, Baldwin, Herndon, Boecher, Tipps, Pitcher, Collins, Breeden and Cartwright (Bryan) were made co-authors of **SB 163**.

Upon motion of Senator Cobb, **SB 163** was advanced to engrossment and third reading.

Senator Dacus asked to be shown excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Cobb, the rules of the Senate were suspended and **SB 163** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 163 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Allen, Dacus.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Excused: Allen, Dacus.—2.

The emergency was declared passed.

SB 163, as amended, was referred for engrossment.

Senator Cobb presiding.

GENERAL ORDER

SB 168, by Shoemake, was read and considered.

Upon motion of Senator Shoemake, **SB 168** was advanced to engrossment and third reading.

Upon motion of Senator Shoemake, the rules of the Senate were suspended and **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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Allen, Dacus.—2.

Not Voting: McSpadden, Mahan, Miskovsky, Morford, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake,

Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Allen, Dacus.—2.

Not Voting: McSpadden, Mahan, Miskovsky, Morford, Stipe.—5.

The emergency was declared passed.

SB 168 was referred for engrossment.

Senator Berrong asked to be shown excused for the remainder of this legislative day, which was the order.

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

RESOLUTION

By unanimous consent, Senator Tipps introduced the following **SR**, which was read at length, adopted upon his motion and ordered referred for enrollment:

SENATE RESOLUTION NO. 37—By Tipps.

A RESOLUTION COMMENDING THE LADIES AUXILIARY OF THE AMERICAN LEGION POST NO. 35, OKLAHOMA CITY, FOR THEIR GENEROUS AND UNSELFISH WORK WITH THE WAR VETERANS OF THE NORMAN VETERANS FACILITY.

WHEREAS, The Ladies Auxiliary of American Legion Post No. 35 have generously devoted both their time and efforts in order to work with the veterans in need of rehabilitation, and

WHEREAS, These lovely ladies have, through their untiring efforts, produced a type of therapy the best and most capable doctors have yet to match, and

WHEREAS, In addition to the many other unselfish contributions the ladies have contributed toward the project of furnishing a chapel for the veterans at Norman, and did, at Christmas time help make it possible to present the veterans with a beautiful organ so that all may enjoy one of our most precious gifts, music, and

WHEREAS, It is both fitting and proper that this Honorable Senate pause in its deliberations to salute the ladies

of American Legion Post No. 35 and say: "Thank you for all you have done toward making the lives of the veterans at the Norman hospital a better life through your rehabilitation efforts."

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That this Legislative Body of the 1959 Session of the Oklahoma Legislature does commend and salute the Ladies Auxiliary of American Legion Post No. 35 for their untiring and devoted work with the veterans of this State.

SECTION 2. That duly authenticated copies of this expression of gratitude be presented by the Secretary of this Senate to Mrs. Nellie Paulk, President, American Legion Ladies Auxiliary, Post No. 35 and to Mrs. Pearl White, Chairman of the Hospital Committee, in order that said Resolution may be displayed to all who have taken part in this commendable project.

Senator Baldwin presiding.

Senator Cobb presiding.

By unanimous consent, Senator Hall introduced the following **SR**, which was read at length, adopted upon his motion and ordered referred for enrollment:

SENATE RESOLUTION NO. 38—By Stipe, Hall, Harris, Pitcher and Bailey.

A RESOLUTION RELATING TO MENTAL HEALTH; NOTING THE RECENT ADVANCE IN THE TREATMENT OF MENTAL HEALTH PROBLEMS IN INSTITUTIONS IN THE STATE OF LOUISIANA; AUTHORIZING THE CREATION OF A COMMITTEE OF FIVE (5) MEMBERS TO INSPECT MENTAL HEALTH FACILITIES AND METHODS OF TREATMENT OF MENTAL ILLNESS IN LOUISIANA; AND AUTHORIZING REIMBURSEMENT FOR NECESSARY TRAVEL AND OTHER EXPENSES, AS PROVIDED BY LAW.

WHEREAS, one of the areas of pervading and paramount interest to the Legislature of Oklahoma is the problem of mental illness and methods of treatment thereof; and

WHEREAS, changes and new discoveries in this field are more rapid and frequent than in nearly any other field of research; and

WHEREAS, it is vital to the best interest of the State of Oklahoma, both economically and from a humanitarian standpoint to keep abreast of the newest developments in the field of mental health; and

WHEREAS, research institutions and mental health authorities in the State of Louisiana have recently developed new techniques for the treatment of certain types of mental illnesses; and

WHEREAS, such new approaches and techniques in the treatment of mental illness have been investigated and adopted by various other progressive states.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The President Pro Tempore of the Senate is hereby authorized and directed to appoint five (5) members of the Senate to visit such institutions and facilities in Louisiana as are deemed appropriate for the purposes of this Resolution, and as will afford the said committee an opportunity to investigate new methods of treating mental illness, as developed in Louisiana, and report on the same to the Legislature of the State of Oklahoma.

SECTION 2. The payment by the State Senate of travel and other necessary expenses of the members of the committee created hereby, in the manner provided by law, is hereby authorized.

Senator Land asked to be shown ex-

cused for the remainder of this legislative day, which was the order.

President Pro Tempore Garvin presiding.

GENERAL ORDER

HB 641, by Shibley et al of the House and Miskovsky of the Senate, was read and considered.

Upon motion of Senator Miskovsky, **HB 641** was advanced to engrossment and third reading.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended and **HB 641** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 641 was read for the third time at length.

On question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Breeden, Carrier, Collins, Cowden, Field, Garvin, Harris, Kerr, King, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Trent, Wilson (Beckham).—20.

Nay: Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Fine, Grantham, Hamilton, Hope, McClendon, McColgin, McSpadden, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Greer).—18.

Excused: Berrong, Dacus, Land.—3.

Not Voting: Hall, Herndon, Mahan.—3.

The bill was declared failed of passage. Senator Pitcher presiding.

GENERAL ORDER

Upon request of Senator Wilson (Beckham), **SB 64** was ordered withdrawn from the Calendar and re-referred to the Committee on County Government.

Upon request of Senator Trent, **SB 180** was ordered withdrawn from the

Calendar and re-referred to the Committee on Education.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 96**—Co-authored by Morrow and Ruby.

The above numbered bills and/or resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 20** (Emergency failed), as amended.

HAs to **SB 20** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 2, Section 2(b), Line 11 of the Engrossed Senate Bill No. 20, add after the word "At" and before the word "shall" the following: "including the provisions and the payment of per diem to the Oklahoma Spastic Paralysis Commission, as provided in 63 O. S. 1951 § 485.3"

AMENDMENT NO. 2. Page 4, Section 6(a), Lines 24 and 25 amend by striking the word "shall" after the word "and" on line 24 and by striking the word "designate" on line 25 and inserting in lieu thereof the following: "said Professional Advisory Committee shall elect."

AMENDMENT NO. 3. Page 4, Section 6(a), Line 26 amend by striking the words "medical doctor." and inserting in lieu thereof the words "Doctor of Medicine."

AMENDMENT NO. 4. Page 9, Section 14, Lines 16 and 17 amend by striking the word "APPROPRIATION" in Line 16 and in lieu insert the word "TRANSFER" In line 17, after the word "allocate" insert the following "and transfer"

AMENDMENT NO. 5. Page 9, Section 14, Line 22 amend by inserting after the "period" in Line 22 the following: "Provided, however, that any transfer made shall not be in such amount that

would reduce the present average money Assistance Payment."

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 245—By Baldwin, Allen, Hope, Grantham, Collins and Bailey of the Senate, and Bond (Stephens) of the House—An Act relating to professions and occupations; declaring the legislative policy; defining terms; establishing a Board of Photographic Examiners, declaring its powers and duties, and prescribing procedures relevant thereto; fixing compensation, reimbursement and terms of office of members; providing for examination of all qualified persons desiring to become certified professional photographers; fixing fees for applicants and members; prescribing requirements for applicants for certificates; providing for revocation, suspension and cancellation of certificates, and rights, standards and procedures with respect thereto; providing for the use of fees charged by the Board, including payment to state general revenue fund; making certain violation a misdemeanor, and imposing penalties; giving the Board power to prescribe rules and regulations necessary to make this Act effective; and providing for severability.

SB 246—By Morford—An Act relating to taxation; amending 68 O. S. 1951 § 876, as amended, which levies a state personal income tax, by repealing the portion thereof which provides a "short-form" estimate table; providing for severability; and declaring an emergency.

SB 247—By Allen, Kerr, Field, Cobb and Stipe—An Act relating to attorneys; prohibiting solicitation by attorneys, fee-splitting, information to attorneys by medical personnel for solicitation purposes, and the representation of solicited clients; making solicitation and subsequent employment of attorney

prima facie evidence of violation; making solicited attorneys' contracts void, and providing for stays of proceedings, discharge of counsel, injunction actions by the Attorney General and/or county attorneys and the general manner thereof; fixing the venue of the injunctive and criminal proceedings provided herein; making violation a misdemeanor and providing certain penalties therefor; repealing conflicting laws and parts of laws; providing for severability; and declaring an emergency.

SB 248—By Miskovsky—An Act relating to voting machines; amending Section 3, Chapter 9, Title 26, Oklahoma Session Laws 1955; authorizing issuance of bonds to defray cost of voting machines and prescribing procedure therefor; 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:

HB 728—County Government.

DO PASS, as amended:

HB 551—Appropriations and Budget.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn, which motion prevailed.

President Pro Tempore Garvin presiding.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

Fifty-third Legislative Day

Tuesday, April 7, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Easterly, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Cobb, Cowden, Dacus, Field, Hall, Herndon, Mahan, Pitcher, Sandlin, Tipps.—11.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin 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 208—Oil and Gas.

HB 509—Oil and Gas.

HB 664—Privileges and Elections.

DO PASS, as amended:

HB 702—Privileges and Elections.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 25, 137, 164, 168, 189, and 218 each correctly engrossed.

SRs 37 and 38, and SBs 96 and 203, each correctly enrolled.

Engrossed **SBs 25, 137, 164, 168, 189 and 218** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs 37 and 38** were each properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 96 and 203,** after fourth reading, were 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:

SB 244—Judiciary.

SB 245—Business and Industry.

SB 246—Revenue and Taxation.

SB 247—Judiciary.

SB 248—Privileges and Elections.

HB 580—Agriculture, then to Appropriations and Budget.

HB 646—Judiciary.

HB 653—Judiciary.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Hope moved to reconsider the vote by which **HB 641** failed of passage.

GENERAL ORDER

SB 204, by Bailey, was read and considered.

Senator Bailey moved to amend **SB 204**, line 4, page 5, by adding after the word, "leases," the following: "at public sale to the highest bidder," which amendment was declared adopted.

Upon motion of Senator Bailey, **SB 204**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Bailey, the rules of the Senate were suspended, and **SB 204**, as amended, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Easterly, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Cobb, Cowden, Dacus, Field, Hall, Herndon, Mahan, Pitcher, Sandlin, Tipps.—11.

Not Voting: Cartwright (Bryan), Harris, Payne.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Easterly, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Cobb, Cowden, Dacus, Field, Hall, Herndon, Mahan, Pitcher, Sandlin, Tipps.—11.

Not Voting: Cartwright (Bryan), Harris, Payne.—3.

The emergency was declared passed.

SB 204, as amended, was referred for engrossment.

PENDING CONSIDERATION ON HAS

Senator Wilson (Beckham) moved that the Senate refuse to concur in **HAS** to **SB 20** and request a conference, the Committee to be composed of five (5) conferees.

Senator Wilson (Beckham) asked unanimous consent that further consideration of **SB 20** to be deferred temporarily, which was the order.

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

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

*

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

The Senate, in executive session and upon motion of Senator Land, advised and consented to the confirmation of the executive nomination of ORAS A. SHAW, of Tulsa, as a member of the Board of Regents for the Oklahoma Colleges for a term effective upon confirmation and ending June 10, 1967.

The Senate, in executive session and upon motion of Senator Baldwin, advised and consented to the confirmation of the executive nomination of RAYMOND SMART, of Fort Cobb, as a member of the Oklahoma Educational Television Authority for a term effective upon confirmation and ending June 30, 1965.

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the executive nomination of CLARENCE A. MARSHALL, of McAlester, as a member of the Board of Regents, Oklahoma College for Women, for a term effective upon confirmation and ending May 27, 1960.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn, 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:

SB 176—Judiciary.

SB 199—Judiciary.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

Fifty-fourth Legislative Day

Wednesday, April 8, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Kerr, King, Land, McClendon, McCollgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Cowden, Harris, Herndon, Hope, Mahan, Pitcher, Stipe.—7.

The President Pro Tempore declared a quorum present.

Senator Miskovsky introduced the Civics and Government Classes of the Star Spencer High School of approximately one hundred fifty students, accompanied by their teachers, Mr. Milam M. King, Jr., son of Senator King, and Mr. Wm. T. Witt, and Mrs. Francis Smith, patron, and he asked unanimous consent that Larry Reeder, President of the Senior Class, and Steve Smith, President of the Freshman Class, be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

MOTION TO RECONSIDER VOTE

HB 628, having previously been signed, was ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 528—By Shibley—A Concurrent Resolution directing the Legislative Council, in cooperation with the Corporation Commission, to codify the oil and gas laws of the State of Oklahoma.

HCR 529—By Johnston, Howard, Forsythe, McCune, Hopkins, Daugherty, McGahey, Bradley (Tulsa), Willis (Cherokee), Willis (Jackson) and Wilcox—A Resolution commemorating the week of April 12-18 known as Pan American Week, and the day of April 14 designated Pan American Day; Saluting our neighboring countries to the South; and recognizing the common heritage and common goals of all American peoples and republics of the Western Hemisphere.

President Pro Tempore Garvin ordered **HCRs 528** and **529** placed on the Calendar under **PENDING SENATE ACTION**.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 513—By Camp, Lollar, Skeith, Shibley, Stewart, Van Hooser, Dolezal, Larason, Meacham, Gotcher, Howard, McCarty, Garrison, Tinker, Skaggs, Stevens, Davis, Bower, Foster, Cartwright, Graves, Nance, Cox, Arrington, Murrow, Andrews, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bradley (Tulsa), Clark, Cook, Cooksey, Craig, Daniel, Etling, Ford, Forsythe,

Goodfellow, Green, Hopkins, Howe, Johnston, Jones, McCune, McGahey, Moad, Mountford, Nichols, Patterson, Priebe, Reneau, Richardson, Richeson, Roberts, Sare, Shibley, Sparger, Sparks, Spraker, Vandiver and Watkins of the House and Walker, of the Senate.—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution, the same to be added to Article X, and identified as Section No. 34, relating to establishment of a plan of state financial assistance to Oklahoma communities to facilitate Oklahoma's industrial development; authorizing the legislature to enact legislation creating a state industrial finance authority consisting of the State Treasurer (who shall be an ex officio, non-voting member) and seven members, and providing for their appointment by geographical areas, fixing their terms of office, qualifications, powers and duties; authorizing said authority to issue and sell full faith and credit bonds of the State of Oklahoma in amounts not to exceed, in the aggregate, Ten Million Dollars (\$10,000,000.00) outstanding at any one time, which bonds shall be payable within thirty (30) years from their date; providing for the payment of such bonds and the interest thereon; providing that the proceeds from the sale thereof shall be placed in a state Industrial Development Revolving loan fund and loaned only to incorporated industrial development agencies in Oklahoma communities to assist in the financing of industrial buildings and facilities for sale or lease to approved responsible industrial firms; providing that such loans shall not exceed twenty-five percent (25%) of the cost or value of such properties and shall be secured either by first or second mortgage thereon; requiring the legislature to enact appropriate legislation pertaining to the issuance of such bonds and establishing

safeguards and regulations governing the lending of such funds necessary to vitalization of this section and effectuating its purpose of accelerating Oklahoma's Industrial development; prescribing the ballot title; providing for notification of the proper state officials; and ordering a special election thereon; the Oklahoma Legislature is authorized three years after the enactment of this Act to raise the amount of funds not to exceed Twenty Million Dollars (\$20,000,000.00).

HJR 514—By Murrow—A Joint Resolution relating to highways; designating U. S. Highway No. 281 to be known as "U. S. American Legion Memorial Highway"; outlining duties of the Oklahoma Planning and Resources Board.

HJR 528—By Bond (Stephens), Bulard, Avey, Bond (Marshall), Bradley (Jefferson), Bradley (Tulsa), Burnham, Clark, Converse, Cooksey, Daniel, Daugherty, Davis, Fogarty, Goodfellow, Hopkins, Howe, Howze, Karnes, Mountford, Murrow, Patterson, Priebe, Reneau, Roberts, Shibley, Tinker, Wilcox and Willis (Cherokee)—A Resolution directing the State Highway Department to offer certain unused highway equipment and materials for sale to the counties of Oklahoma before disposing of the same as junk; and declaring an emergency.

HB 675—By Green, Camp, Greenhaw, and Lance of the House and Grantham of the Senate—An Act relating to birds; prohibiting the molestation or killing of any species of hawk, excepting certain species, owl, or eagle, or the removal or destruction of their nests; making violation of this Act a misdemeanor; and declaring an emergency.

HB 706—By Clark, Roberts, Lynch, Karnes, Shoemake, Greenhaw, Burnham, Murrow, Priebe, Richardson and Watkins—An Act to provide, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of

the State and the governments of political subdivisions of the state by providing for additional officers who can act as governor; by providing for emergency interim succession to other executive offices of the state and its political subdivisions; by providing for special emergency judges; and by providing for succession in respective offices of each city or incorporated town and all other political subdivisions of this State; providing for severability; making the provisions of this Act cumulative to existing laws; and declaring an emergency.

HB 707 By Roberts, Clark, Lynch, Karnes, Shoemake, Greenhaw, Richardson, Murrow, Watkins, Priebe and Craig.—An Act to provide, in the event of attack upon the United States, for the continuity of the legislative functions of the government of the state; by providing for emergency interim succession to legislative offices; providing certain definitions; stating qualifications, status, and term of emergency interim successors; providing contingent method of designating emergency interim successors; providing for recording and publication of emergency interim successor's name, address, and order of succession; oath of office for emergency interim successors and their duties; providing for the convening and change of meeting place of the legislature in event of attack; assumption of powers and duty of legislator, privileges, immunities and compensation of emergency interim successors; providing for termination of operation of provisions of this Act; providing for severability; making the provisions of this Act cumulative to existing laws; and declaring an emergency.

HB 594—By Judiciary Committee — An Act relating to summary administration of estates; authorizing the court to dispense with regular proceedings if inventory of estate does not exceed a certain amount; prescribing certain duties and procedures for the court; pro-

viding for manner of notice of hearing; establishing when such hearing shall be held and distribution made; providing that certain notices may be combined in one (1) notice; barring certain claims unless presented within a specified period of time; making provisions of this Act severable; and repealing 58 O. S. 1951, § 317.

HB 719—By Willis (Jackson) of the House and Kerr of the Senate—An Act authorizing and relating to county parking lots; making certain acts unlawful; fixing penalties; and declaring an emergency.

HB 733—By Mountford of the House and Stipe of the Senate—An Act relating to workmen's compensation; amending 85 O. S. 1951 § 27.1, which provides rules for testimony of physicians at State Industrial Commission hearings, by limiting testimony of physician called by commission to cause and extent of disability, and by specifically excluding such physician's testimony on degree of disability; and declaring an emergency.

HB 743—By Forsythe, McCune, McCahey, Bradley (Tulsa), Hopkins, Howard and Johnston—An Act amending 2 O. S. 1951, § 156 K, to provide for mandatory appropriation by the Excise Board for agricultural expositions and fairs; and declaring an emergency.

HB 746—By Shoemake of the House and Mahan, Cartwright (Seminole) and Cartwright (Bryan) of the Senate—An Act relating to workmen's compensation; amending 85 O. S. 1951 § 43, as amended, which prescribes periods of limitations for filing claims and reopening cases, by increasing from one (1) year to two (2) years the time within which to file a claim; by tolling such limitations during time claimant fails to act because of being misled; and declaring an emergency.

HB 747—By Romang—An Act relating to civil litigation; amending 47 O.

S. 1951, § 391, which provides for civil actions against nonresident users of state highways, by providing for service of process on executors or administrators of such non-residents, and for continuance when a nonresident already served has died; and declaring an emergency.

HB 765—By McCarty, Foster, Fuller, Andrews, Baggett, Rogers and Skaggs.—An Act providing that the Board of County Commissioners of any county in the State of Oklahoma having a population of more than two hundred thousand (200,000) according to the latest Federal Decennial Census, is authorized to provide by resolution for a retirement fund and system for its employees; authorizing said board by resolution to provide for a board of trustees for the control and management of such fund and system within the limits provided in this Act; providing that such fund shall be nonfiscal and separate and available for no other purpose; authorizing annual appropriations to said fund from the county general fund; authorizing the requirement of contributions by the employees to be benefitted; providing for limitations for participants as to age, length of service and amount of benefits; providing for equitable payments if the fund is insufficient to make full payment of any allowance authorized by resolution made in compliance with the terms of this Act; making the provisions of this Act severable; and declaring an emergency.

HB 769—By Sparks and Bond (Stephens)—An Act relating to courts; amending Section 10, Chapter 19, Title 39. Page 414. Oklahoma Session Laws 1957 (39 O. S. Supp. 1957, § 660), which provides for issuance of execution from small claims courts, by allowing the garnishment in aid of execution to enforce judgments of such courts; providing for severability; and declaring an emergency.

The above numbered **HBs** and **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 96, 203, 23** and **183**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

Senator Collins presiding.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 525**.

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

President Pro Tempore Garvin presiding.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 648, 661** and **550**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE GOVERNOR

Advising approval by him, April 6, 1959, of Enrolled **SBs 27, 30, 84, 89, 94, 105, 131, 132, 139, 140** and **142** entitled:

ENROLLED SENATE BILL NO. 27—By Hope and Bailey of the Senate, and Ruby and Davis of the House.

AN ACT MAKING APPROPRIATIONS TO THE DIVISION OF THE BUDGET; PROVIDING FOR THE APPOINTMENT OF PERSONNEL AND FIXING THE SALARIES THEREOF; PROVIDING THE APPROPRIATIONS SHALL BE FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 30—
By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING AN APPROPRIATION TO THE OKLAHOMA STATE LEGISLATURE; STATING THE PURPOSE; PROVIDING FOR APPROVAL OF CLAIMS; RELATING TO THE FILING OF CLAIMS AND PAYROLLS; MAKING THE APPROPRIATION NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 84—
By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING APPROPRIATIONS TO THE STATE BOARD OF VOCATIONAL EDUCATION FOR THE OPERATION OF THE DEPARTMENT OF VOCATIONAL REHABILITATION; STATING THE PURPOSE; MAKING THE APPROPRIATIONS FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 89—
By Kerr.

AN ACT RELATING TO ADOPTIONS; AMENDING SECTION 13, CHAPTER 2b, TITLE 10, PAGE 24, OKLAHOMA SESSION LAWS 1957, BY REQUIRING NO INVESTIGATION WHERE CHILD BEING ADOPTED IS ALREADY NATURAL OR ADOPTED CHILD OF ONE OF THE PETITIONERS; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 94—
By Wilson (Greer), Hope and Dacus of the Senate and Ruby, Cox, Forsythe, Greenhaw, Hurst and Murrow of the House.

AN ACT AMENDING SECTION 3, HOUSE BILL 514, OF THE TWENTYSIXTH OKLAHOMA LEGISLATURE; REAPPROPRIATING FUNDS AND STATING PURPOSE; MAKING THE APPROPRIATION NONFISCAL; RE-

PEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 105—
By Fine, Hamilton, Allen, Bailey, Berrong, Cartwright (Bryan), Boecher, Cobb, Collins, Cowden, Dacus, Field, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker and Wilson (Greer) of the Senate, and Lance and Langley of the House.

AN ACT RELATING TO THE TEACHERS' RETIREMENT SYSTEM OF OKLAHOMA; AMENDING 70 O. S. 1951, § 17-5, SUBDIVISION 4, AS AMENDED AND AMENDING 70 O. S. 1951, § 17-5, SUBDIVISION 6, AND AMENDING 70 O. S. 1951, § 17-5, SUBDIVISION 9, AS AMENDED; DEALING WITH BENEFITS PAID TO MEMBERS BECAUSE OF DISABILITY AND PAYMENT OF INTEREST ACCUMULATIONS IN CASE OF DEATH AND MINIMUM MONTHLY ALLOWANCES UPON RETIREMENT; MAKING PROVISIONS SEVERABLE; FIXING EFFECTIVE DATE OF ACT; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 131—
By Committee on Privileges and Elections and Berrong, Dacus, Easterly, Field, Hamilton, Herndon, McColgin and Walker of the Senate.

AN ACT RELATING TO ELECTIONS; PROVIDING FOR THE APPOINTMENT OF DEPUTY REGISTRARS IN CITIES OR TOWNS WHEREIN NO CENTRAL REGISTRATION OFFICE IS LOCATED. PROVIDING THAT COMPENSATION FOR SAID REGISTRARS BE IDENTICAL TO THE COMPENSATION PROVIDED FOR PRECINCT REGISTRARS; PROVIDING THAT PRECINCT REGISTRARS OR DEPUTY REGISTRARS SHALL NOT BE CONSTRUED TO BE OFFICEHOLDERS.

OR THE DEPUTIES OF OFFICEHOLDERS, UNDER THE TERMS OF § 6, TITLE 51, O. S. 1951; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 132
— By Committee on Privileges and Elections.

AN ACT RELATING TO ELECTIONS; DEFINING THE PROCEDURE FOR DETERMINING THE DATE OF EVENTS PERTAINING TO ELECTIONS OCCURRING A CERTAIN NUMBER OF DAYS BEFORE OR AFTER AN ELECTION; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 139
—By Land and Miskovsky of the Senate and Johnston, Howard, McCune, Forsythe, McGahey, Bradley (Tulsa), and Hopkins of the House.

AN ACT RELATING TO PUBLIC RECREATION IN ALL COUNTIES HAVING A POPULATION OF ONE HUNDRED THOUSAND (100,000) OR MORE, AS DETERMINED BY THE LAST FEDERAL DECENNIAL CENSUS OR ANY SUBSEQUENT FEDERAL CENSUS; AUTHORIZING THE ESTABLISHMENT AND MAINTENANCE OF SAID FACILITIES AND THE DEDICATION OF LANDS AND BUILDINGS WITHIN SAID COUNTY FOR RECREATIONAL PURPOSES; AUTHORIZING SUCH COUNTY TO ESTABLISH, CONSTRUCT, AND CONDUCT SUCH RECREATIONAL FACILITIES JOINTLY WITH ANY CITY, TOWN, OR SCHOOL DISTRICT WITHIN SAID COUNTY; PROVIDING FOR THE RETENTION OF ALL LAWS RELATING TO PUBLIC RECREATIONAL FACILITIES; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 140
—By Land and Miskovsky of the Senate and Johnston, Howard, McCune, Forsythe, McGahey, Bradley (Tulsa) and Hopkins of the House.

AN ACT AUTHORIZING COUNTIES HAVING A POPULATION OF ONE HUNDRED THOUSAND (100,000) OR MORE, AS DETERMINED BY THE LAST FEDERAL DECENNIAL CENSUS OR ANY SUBSEQUENT FEDERAL DECENNIAL CENSUS; TO HOLD, OWN, OR USE FOR ANY LAWFUL COUNTY PURPOSE ANY REAL ESTATE DEEDED TO OR HELD BY SUCH COUNTY FOR THE PURPOSE OF COUNTY FARMS OR POOR FARMS; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING CONFLICTING LAWS; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 142
—By McSpadden, Bailey, Breeden, Carrier, Cartwright (Bryan), Collins, Fine, Grantham, Hall, Hamilton, Hope, Land, Mahan, Payne, Pitcher, Sandlin, Shoemaker, Stipe and Wilson (Beckham), of the Senate and Hopkins, Allard, Bradley (Tulsa), Briscoe, Cole, Davis, Dolezal, Finch, Forsythe, Gotcher, Haworth, Howard, Howe (Kay), Huser, Johnston, Langley, Livingston, Lollar, McCune, McGahey, Mountford, Odom (McIntosh), Odom (Wagoner), Ogden, Poynor, Privett, Richeson, (Okmulgee), Ruby, Sare, Shibley (Creek), Shipley (Nowata), Skeith, Sparkman, Spraker, Stewart, Tinker, Vandiver, Van Hooser, Wheatley, Wilkerson and Willis (Cherokee), of the House.

AN ACT MAKING AN APPROPRIATION TO THE STATE HIGHWAY COMMISSION FOR THE CONSTRUCTION AND MAINTENANCE OF ROADS; MAKING THE APPROPRIATION NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs** 512 and 527.

The above numbered Enrolled resolutions 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:

SB 195—Agriculture—To Appropriations and Budget by previous order.

SB 227—Insurance.

SB 243—Business and Industry.

HB 632—Business and Industry—Co-authored by Grantham.

DO PASS, as amended:

SB 111—Judiciary.

FIRST READING

The following bill was introduced and read the first time:

SB 249—By Insurance Committee.—An Act relating to workmens compensation; amending 85 O. S. 1951, § 3 (3) which defines “employer” by defining “partners” as “employers” for certain compensation coverage purposes; amending 85 O. S. 1951 § 3 (4), which defines “employees”, by qualifying partners’ statutes as “employees”; repealing House Joint Resolution No. 548, resolutions, Page 523, Oklahoma Session Laws 1953, (85 O. S. Supp. 1957, § 2a); and declaring an emergency.

GENERAL ORDER

SB 120, by Breeden, was read and considered.

Senator Breeden moved to amend the title to **SB 120** to conform to the body of the Bill, which motion was declared adopted.

Upon motion of Senator Breeden, **SB 120**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Breeden, the rules of the Senate were suspended,

and **SB 120**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

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:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer) —35.

Not Voting: Sandlin.—1.

Excused: Berrong, Cowden, Harris, Herndon, Hope, Mahan, Pitcher, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer). —35.

Not Voting: Sandlin.—1.

Excused: Berrong, Cowden, Harris, Herndon, Hope, Mahan, Pitcher, Stipe.—8.

The emergency was declared passed.

SB 120 was referred for engrossment.

Senator Ritzhaupt asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senators Harris and Stipe asked to be recorded present, which was the order.

GENERAL ORDER

SB 198, by Miskovsky of the Senate and Andrews of the House, was read and considered.

Upon motion of Senator Miskovsky, **SB 198** was advanced to engrossment and third reading.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **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: Allen, Bailey, Boecher, Breeden, Collins, Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Kerr, Land, McClendon, McSpadden, Miskovsky, Morford, Pazoureck, Shoemake, Stipe, Tipps, Trent, Walker.—25.

Nay: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Garvin, King, McColgin, Payne, Sandlin, Wilson (Beckham), Wilson (Greer).—12.

Excused: Berrong, Cowden, Herndon, Hope, Mahan, Pitcher, Ritzhaupt.—7.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Allen, Bailey, Boecher, Breeden, Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker.—30.

Nay: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Payne, Wilson (Beckham), Wilson (Greer).—7.

Excused: Berrong, Cowden, Herndon, Hope, Mahan, Pitcher, Ritzhaupt.—7.

The emergency was declared passed.

SB 198 was referred for engrossment.

GENERAL ORDER

SB 199, by Allen and Stipe, was read and considered.

Upon motion of Senator Allen, **SB 199** was advanced to engrossment and third reading.

Upon motion of Senator Allen, the rules of the Senate were suspended, and **SB 199** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 199 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Berrong, Cowden, Herndon, Hope, Mahan, Pitcher, Ritzhaupt.—7.

Not Voting: Bailey, Land, McClendon, Morford, Tipps.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Berrong, Cowden, Herndon, Hope, Mahan, Pitcher, Ritzhaupt.—7.

Not Voting: Bailey, Land, McClendon, Morford, Tipps.—5.

The emergency was declared passed.

SB 199 was referred for engrossment.

Senator Harris presiding.

GENERAL ORDER

SB 82, by Sandlin and King, was read and considered.

Senator Sandlin moved to amend **SB 82**, line 4, page 1, by striking after the word, "on," and before the word, "the," the following: (1) "the Thirtieth day," and inserting, "or before the first;" (2) On line 5, page 1, after the word, "and," before the word, "the," strike "thirtieth," and insert the word, "first;" (3) On line 6, page 1, after the word, "certify," and before the word, "the," add the words, "to the Oklahoma Tax Commission;" (4) On line 1, page 2, after the word, "certification," add the following: "Said county road mileage so certified each year shall be used by the Oklahoma Tax Commission in making all apportionments of the tax revenue affected during the next succeeding fiscal year, beginning with the July apportionment," which amendment was declared adopted.

Upon motion of Senator Sandlin, **SB 82**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Sandlin, the rules of the Senate were suspended, and **SB 82**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 82 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land,

McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Sandlin, Shoemaker, Stipe, Tipps, Walker, Wilson (Beckham).—32.

Nay: Dacus, Field, Wilson (Greer).—3.

Excused: Berrong, Cowden, Herndon, Hope, Mahan, Pitcher, Ritzhaupt.—7.

Not Voting: Miskovsky, Trent.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Sandlin, Shoemaker, Stipe, Tipps, Walker, Wilson (Beckham).—32.

Nay: Dacus, Field, Wilson (Greer).—3.

Excused: Berrong, Cowden, Herndon, Hope, Mahan, Pitcher, Ritzhaupt.—7.

Not Voting: Miskovsky, Trent.—2.

The emergency was declared passed.

SB 82, as amended, was referred for engrossment.

GENERAL ORDER

HB 702, by Willis, et al of the House, was read and considered.

Senator Bailey asked unanimous consent to be made co-author of **HB 702**, which was the order.

By unanimous consent, upon request of Senator Fine, further consideration of **HB 702** was temporarily deferred.

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

SB 176, by Bailey, was read and considered.

Upon motion of Senator Bailey, **SB 176** was advanced to engrossment and third reading.

Upon motion of Senator Bailey, the

rules of the Senate were suspended, and **SB 176** was 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:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Berrong, Cowden, Herndon, Hope, Pitcher, Ritzhaupt.—6.

Not Voting: Trent.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Berrong, Cowden, Herndon, Hope, Pitcher, Ritzhaupt.—6.

Not Voting: Trent.—1.

The emergency was declared passed.

SB 176 was referred for engrossment.

GENERAL ORDER

SB 170, by Wilson (Beckham) and Payne, was read and considered.

Upon motion of Senator Wilson (Beckham), **SB 170** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **SB 170**, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 170 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Easterly, Fine, Garvin, Hamilton, Harris, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham).—30.

Nay: Collins, Grantham, Stipe, Tipps, Wilson (Greer).—5.

Excused: Berrong, Cowden, Herndon, Hope, Pitcher, Ritzhaupt.—6.

Not Voting: Field, Hall, King.—3.

The bill was declared passed.

SB 170 was referred for engrossment.

Senators Ritzhaupt and Hope asked to be recorded present, which was the order.

Senator McClendon asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Stipe asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 153, by Shoemake, was read and considered.

Upon motion of Senator Shoemake, **SB 153** was advanced to engrossment and third reading.

Senator Shoemake moved that the Rules of the Senate be suspended and **SB 153** be considered engrossed and placed upon third reading and final passage, which motion prevailed.

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

In opposing the passage of **SB 153**, Senator Miskovsky asked unanimous consent to have inserted in the permanent record his remarks, which he read from a prepared statement, to which Senator Ritzhaupt objected, citing Senate Rule 2.

Senator Miskovsky moved that his remarks, read from a statement which he had prepared, be incorporated in the official record of the Senate, which motion was tabled upon motion of Senator King.

Senator Ritzhaupt presiding.

President Pro Tempore Garvin presiding.

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:

Aye: Allen, Bailey, Baldwin, Breeden, Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham).—29.

Nay: Boecher, Cartwright (Bryan), Cartwright (Seminole), Mahan, Miskovsky, Stipe, Tipps, Wilson (Greer).—8.

Excused: Berrong, Cowden, Herndon, McClendon, Pitcher.—5.

Not Voting: Carrier, Hall.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Breeden, Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—31.

Nay: Boecher, Cartwright (Bryan), Mahan, Miskovsky, Stipe, Wilson (Greer).—6.

Excused: Berrong, Cowden, Herndon, McClendon, Pitcher.—5.

Not Voting: Carrier, Hall.—2.

The emergency was declared passed.

SB 153 was referred for engrossment.

Referring further to the Miskovsky request to insert certain remarks made by him in opposition to the passage of **SB 153**, Senator Shoemake moved that the vote be reconsidered by which the King motion to table the Miskovsky motion, relative thereto, was adopted, which motion was declared adopted.

Senator Miskovsky asked unanimous consent, which was granted, to withdraw his motion to have inserted in the Journal his remarks in opposition to the passage of **SB 153**.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 115, 130, 163 and 204 each correctly engrossed.

Engrossed **SBs 115, 130, 163 and 204** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

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

SB 250—By Field of the Senate and Andrews of the House—An Act relating to elections; providing that notifications and declarations of candidacy be accompanied by a petition of voters or by a deposit to be returned to candidate if candidate is unopposed or receives ten per cent (10%) of the votes cast. pro-

viding said deposit be used to defray cost of election if candidate is opposed and fails to receive more than ten per cent (10%) of votes cast; amending Section 161, Title 26, O. S. 1951; and declaring an emergency.

SB 251—By Bailey of the Senate and Poyner of the House—An Act making an appropriation to the Oklahoma State Regents for Higher Education; stating the purpose thereof as providing funds to match a foundation grant for construction of a continuing education center at the University of Oklahoma; making appropriations nonfiscal; making the provisions of this Act severable; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs** 566 and 631 each, as amended.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB** 28, as amended.

HAs to **SB** 28 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 28 by adding the following co-author: Buckler of the House.

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 17 of Engrossed Senate Bill No. 28 by striking the figures \$737,525.00 in two places and inserting in lieu therefor in both places \$867,525.00.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB** 659 and requesting Conference.

COMMITTEE APPOINTMENT

As provided under **SR** 38, President Pro Tempore Garvin appointed as the Special Committee thereunder Senators Stipe, Hall, Bailey, Pitcher and Cartwright (Seminole).

As provided under the Payne motion, the Senate was declared adjourned to meet at 11:00 a. m., tomorrow.

Fifty-fifth Legislative Day

Thursday, April 9, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by the President, Lieutenant Governor George Nigh.

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazour-
eck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Baldwin, Carrier, Cowden, Field, Kerr, McClendon, Morford.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain.

President Pro Tempore Garvin presiding.

Senator Allen introduced little Jana Clark, young daughter of Representative Bob Clark, Minco, and asked that she be made an Honorary Journal Clerk for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 575—By Judiciary Committee — An Act relating to property not subject to administration; providing for occupation of homestead by surviving spouse and minor children; providing for pass-

ing of Title subject to homestead rights; providing for immediate delivery of certain property to surviving spouse and/or children; amending 58 O. S. 1951, § 311; as amended by Title 58, Section 19, Page 236, Oklahoma Session Laws 1953; repealing Title 58, Chapter 11, Section 1, at Page 253, Oklahoma Session Laws 1953; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 11**.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 78**.

The above numbered Bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 566, 631**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 120 correctly engrossed.

Engrossed **SB 120** was properly signed and ordered transmitted to the Honorable House for consideration.

COMMITTEE REPORTS

The following bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 723—Social Welfare.

SECOND READING

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

SB 249—Insurance.

SB 250—Privileges and Elections.

SB 251—Education, then to Appropriations and Budget.

HB 594—Judiciary.

HB 719—Criminal Jurisprudence.

HB 733—Labor Relations.

HB 743—County Government.

HB 746—Judiciary, then to Insurance.

HB 747—Judiciary.

HB 765—County Government.

HB 769—Judiciary.

HB 675—Game and Fish.

HB 706—State and Federal Government.

HB 707—State and Federal Government.

HJR 513—Economics and Industrial Development, then to Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 514—Planning and Resources.

HJR 528—Roads and Highways.

GENERAL ORDER

HB 702, by Willis (Cherokee), et al, was considered further.

Upon motion of Senator Bailey, **HB 702** was advanced to engrossment and third reading.

Upon motion of Senator Bailey, the rules of the Senate were suspended, and **HB 702** was considered engrossed and

placed upon third reading and final passage.

Senator Allen asked unanimous consent to reconsider the vote by which **HB 702** was considered engrossed and placed upon third reading and final passage, which was the order.

Senator Allen moved to reconsider the vote by which **HB 702** was advanced to engrossment and third reading, which motion prevailed.

Senator Bailey moved to amend **HB 702**, line 10, page 2, by adding after the word, "parties," and before the word, "and," the words, "if available," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 702**, line 6, page 2, by striking the word and figures, "twelve (12)," and inserting the word and figure, "five (5)," which amendment was tabled upon motion of Senator Bailey.

Senator Ritzhaupt moved to amend **HB 702**, line 8, page 2, by adding after the word, "opened," and before the word, "Provided," the following: "The ballot box may be opened at any time after five o'clock for the purpose of counting the ballots at the judgment of the precinct inspector," which amendment was tabled upon motion of Senator Bailey.

Upon motion of Senator Bailey, **HB 702**, as amended, was advanced to engrossment and third reading.

Senator Trent presiding.

Upon motion of Senator Bailey, the rules of the Senate were suspended, and **HB 702**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 702 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins,

Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, King, Land, McColgin, McSpadden, Pazoureck, Pitcher, Sandlin, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—28.

Nay: Cartwright (Seminole), Ritzhaupt, Shoemake, Walker.—4.

Excused: Baldwin, Carrier, Cowden, Field, Kerr, McClendon, Morford.—7.

Not Voting: Cobb, Harris, Mahan, Miskovsky, Payne.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, King, Land, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: Cartwright (Seminole).—1.

Excused: Baldwin, Carrier, Cowden, Field, Kerr, McClendon, Morford.—7.

Not Voting: Cobb, Harris, Mahan, Miskovsky.—4.

The emergency was declared passed.

HB 702, as amended, was referred for engrossment.

GENERAL ORDER

HB 528, by Briscoe of the House, and McSpadden of the Senate, was read and considered.

Senator Land moved to amend **HB 528**, line 5, page 1, and lines 1 and 2, page 2, by deleting after the word, "State," in line 5, the following: "having an assessed valuation of not less than Two Hundred Million Dollars (\$200,000,000.00) and"

By unanimous consent, upon request of Senator McSpadden, further consideration of **HB 528** was deferred until Monday, April 13.

Senator Hall asked unanimous consent that **HJR 519** be ordered withdrawn from the Committee on State and Federal Government and referred to the Committee on Constitutional Amendments, Initiative and Referendum and Code Revision, which request by unanimous consent he withdrew.

GENERAL ORDER

HB 551, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Senator Hope asked unanimous consent to amend **HB 551** by striking the enacting clause, which was the order.

Upon motion of Senator Hope, **HB 551**, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 551**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 551 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Baldwin, Carrier, Cowden, Field, Kerr, McClendon, Morford.—7.

Not Voting: Cobb, Pitcher, Sandlin.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher,

Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Baldwin, Carrier, Cowden, Field, Kerr, McClendon, Morford.—7.

Not Voting: Cobb, Pitcher, Sandlin.—3.

The emergency was declared passed.

HB 551, as amended, was referred for engrossment.

Senator Mahan asked unanimous consent that **SJR 21**, by Mahan and Miskovsky, be ordered withdrawn from the Judiciary Committee, printed and placed upon the Calendar, which was the order.

GENERAL ORDER

SB 227, by Wilson (Beckham) was read and considered.

Upon motion of Senator Wilson (Beckham) **SB 227** was advanced to engrossment and third reading.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **SB 227** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 227 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Seminole), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Baldwin, Carrier, Cowden, Field, Kerr, McClendon, Morford.—7.

Not Voting: Cartwright (Bryan), Cobb.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Seminole), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Baldwin, Carrier, Cowden, Field, Kerr, McClendon, Morford.—7.

Not Voting: Cartwright (Bryan), Cobb.—2.

The emergency was declared passed.

SB 227 was referred for engrossment.

Senator Wilson (Beckham) advised the Senate that Governor J. Howard Edmondson had made a request for a Joint Session of the 27th Legislature on Monday, April 13, at which time he would like to present his recommendations on a control bill for the sale of liquors in Oklahoma, as a result of the election held April 7; also he would like to present his recommendations on highway financing and the school program for the biennium.

President Pro Tempore Garvin advised the Senate that the Princess of Siam would be in Oklahoma City on Monday and would be invited to be present at the Joint Session.

PENDING CONSIDERATION OF HAS

Senator Wilson (Beckham) moved that the Senate refuse to concur in **HAs** to **SB 20** and asked for a conference thereon, the Senate and House each to appoint 5 conferees, which motion was declared adopted.

Senator Harris announced to the Sen-

ate the death of former Senator Dave Boyer, of Walters, on Tuesday, April 7, and asked unanimous consent, which was granted, to introduce the following Resolution:

RESOLUTION

SR 39 was introduced by Senator Harris, following which Senator Garvin asked to be made a co-author, which was the order.

SR 39 was read at length, as follows, adopted upon motion of Senator Harris and ordered referred for enrollment:

SENATE RESOLUTION NO. 39—By Harris and Garvin.

A RESOLUTION NOTING THE DEATH OF FORMER SENATOR DAVE BOYER OF WALTERS; PAYING TRIBUTE TO HIS LIFE OF SERVICE; AND EXPRESSING THE GREAT REGRET AND SYMPATHY OF THE OKLAHOMA STATE SENATE.

WHEREAS, The Oklahoma State Senate has been grieved to receive the sad news of the death of one of its distinguished former members, Senator Dave Boyer of Walters; and

WHEREAS, Senator Boyer served in the Oklahoma State Senate during the Tenth, Eleventh, Twelfth and Thirteenth Sessions with honor and distinction, rendering great and tireless service to his State and District, and was widely known throughout the State of Oklahoma as an outstanding public servant, a successful businessman, a tireless civic worker and a fine Christian gentleman; and

WHEREAS, the loss now felt by his relatives and many friends is also a real loss to his community and to the State of Oklahoma.

NOW THEREFORE, BE IT RESOLVED, that the Oklahoma State Senate in Twenty-seventh Session assembled pause to pay tribute to this outstanding Oklahoman for his life of selfless service to his State and fellow man, and to

express great regret upon his death and extend to his friends and relatives the heartfelt sympathy of the Members of the Oklahoma State Senate; and that a properly enrolled copy of this Resolution be sent to the Family.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, April 13, as provided under the Rules, which motion was declared adopted.

FIRST READING

By unanimous consent, the following bills and/or resolutions were introduced and read the first time:

SB 252—By Bailey of the Senate and Shoemake and Ozmun of the House—An Act relating to roads and highways; declaring legislative policy; defining terms; regulating the erection and maintenance of signs in the vicinity of certain highways; prescribing certain duties and delegating certain authority to the director of the State Highway Department, with respect thereto; making certain contracts violative of this Act void; making signs and interest in sign contracts subject to condemnation, and amending 69 O. S. 1951 § 46(1), which provides for condemnation of land for road purposes to include such signs and interests; making certain violations misdemeanors and providing penalties; making Act cumulative to existing law; providing for removal of signs erected in violation of Act, and providing for public hearings; authorizing agreements with Federal authorities; providing for severability; and declaring an emergency.

SB 253—By Miskovsky—An Act relating to criminal procedure; amending 22 O. S. 1951 § 991, as amended by Section 1, Chapter 16, Title 22, Oklahoma Session Laws 1955; regulating suspensions of judgments and sentences in criminal cases; and declaring an emergency.

SB 254—By Stipe—An Act relating to civil procedure; providing for attorney's fees in certain suits concerning the breach of written contracts; and declaring an emergency.

SJR 23—By Miskovsky—A Joint Resolution making an appropriation for the Oklahoma Civil War Centennial Commission; 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 69—Criminal Jurisprudence.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 82, 153, 170, 176, 198 and **199** each correctly engrossed.

Engrossed **SBs 82, 153, 170, 176, 198** and **199** were each properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p. m., Monday, April 13, 1959.

Fifty-sixth Legislative Day

Monday, April 13, 1959

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

The roll call was as follows:

Present: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Bailey, Cobb, Herndon, McSpadden, Mahan, Morford, Stipe.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain, Reverend Robert W. Smith, pastor of the First Methodist Church, Ada.

Senator Payne introduced his son, Tom, and asked unanimous consent that he be made an Honorary Page for this legislative week, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

Senator Wilson (Beckham) asked unanimous consent that the President Pro Tempore appoint a committee composed of three members of the Senate to confer with a like House Committee for the purpose of arranging for a Joint Session, which was the order, the President Pro Tempore appointing Senators Allen, Tipps and Boecher.

COMMUNICATIONS

The following communication in acknowledgment of **HCR 526** in memory of Representative C. L. Krieger, a former member of the House of Representatives from Kiowa County, was read and ordered incorporated in the Journal:

Thank you for the beautiful tribute in memory of our loved one. The time spent during his terms in the legislature and the friendships formed while there were among his fondest recollections.

We were justly proud of him and his fellow legislators in their high moral standards and integrity.

This resolution will be a cherished possession to the members of his family. May God bless you each and every one.

The C. L. (Jumbo) Krieger Family.

MOTION TO RECONSIDER VOTE

Senator Hope asked unanimous consent that the time for reconsideration of the vote by which **HB 641** failed of passage be extended one additional day, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 551 and 702 and SB 227 each correctly engrossed.

SR 39, SCR 11 and SB 78 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 551 and 702**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SB 227** was properly signed

and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 39** was properly signed and ordered transmitted to the Secretary of State.

Senator Pitcher presiding.

Enrolled **SCR 11** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Garvin presiding.

Enrolled **SB 78**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Allen, on behalf of the committee appointed to confer with a committee from the Honorable House to arrange for a Joint Session, reported the duty performed, advising that the House is ready now to receive the Senate, whereupon the Committee was dismissed.

SECOND READING

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

SB 252—Public Safety, then Roads and Highways.

SB 253—Criminal Jurisprudence.

SB 254—Judiciary.

SJR 23—Appropriations and Budget.

HB 575—Judiciary.

PENDING SENATE CONSIDERATION

HCR 529 was considered, and by unanimous consent Senator Land was made a co-author.

HCR 529, as co-authored, was read at length as follows, and adopted upon motion of Senator Land:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 529—By Johnston, Howard, Forsythe, McCune, Hopkins, Daugherty, McGahey, Bradley

(Tulsa), Willis (Cherokee), Willis (Jackson) and Wilcox.

A RESOLUTION COMMEMORATING THE WEEK OF APRIL 12-18 KNOWN AS PAN AMERICAN WEEK, AND THE DAY OF APRIL 14 DESIGNATED PAN AMERICAN DAY; SALUTING OUR NEIGHBORING COUNTRIES TO THE SOUTH; AND RECOGNIZING THE COMMON HERITAGE AND COMMON GOALS OF ALL AMERICAN PEOPLES AND REPUBLICS OF THE WESTERN HEMISPHERE.

WHEREAS, The week of April 12-18 is observed throughout the Western Hemisphere as Pan American Week and the day of April 14 as Pan American Day; and

WHEREAS, Pan American Day is celebrated annually as a commemorative symbol of the sovereignty of the American nations and the voluntary union of all in one continental community; and

WHEREAS, The State of Oklahoma, host to the International Petroleum Exposition, has become increasingly conscious of the need for cooperation and mutual respect among nations; and

WHEREAS, The republics of Latin America look to Oklahoma, in the many colleges and universities of this State, for the education of their future engineers and geologists, as well as for cultural exchange.

NOW, THEREFORE BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE, AND THE HONORABLE SENATE CONCURRING THEREIN:

SECTION 1. That we, on behalf of the people of this State, do hereby officially commemorate the week of April 12-18 as "Pan American Week" and the day of April 14 as "Pan American Day".

SECTION 2. That we hereby salute

the twenty-one republics of the Western Hemisphere who have set an international example of cooperation and assistance for the other nations of the world.

SECTION 3. That we duly recognize and reaffirm the common heritage of the peoples and republics that comprise the American nations of the Western Hemisphere.

Senator Land presiding.

HCR 529 was properly signed and ordered returned to the Honorable House.

President Pro Tempore Garvin presiding.

Upon motion of Senator Payne the Senate proceeded to the House Chamber, for the purpose of a Joint Session, preceded by its officers.

JOINT SESSION

The Joint Session was called to order by the President of the Senate, Lieutenant Governor George Nigh.

Upon motion of Senator Wilson (Beckham), the attendance roll call of the Senate was declared the roll call of the Senate in Joint Session, it being as follows:

Present: Allen, Baldwin, Ber-rong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Bailey, Cobb, Herndon, McSpadden, Mahan, Morford, Stipe.—7.

Upon motion of Representative Ogden, the attendance roll call of the House was declared the roll call of the House in Joint Session, it being as follows:

Present: Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall),

Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bul-lard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, For-sythe, Foster, Fuller, Garrison, Goodfel-low, Graves, Greenhaw, Hall, Ham, Har-grave, Haworth, Hopkins, Howard, Howe (Kay), Hurst, Huser, Inman, Johnston, Jones, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Lollar, Lynch, McCarty, McCune, Mc-Gahey, Meacham, Metcalf, Mitchell, Moad, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Pri-vett, Reneau, Richardson (Custer), Richeson (Okmulgee), Roberts, Rogers, Romang, Ruby, Sare, Shibley (Creek), Shipley (Nowata), Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Tin-ker, Traw, Vandiver, Van Hooser, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), Mr. Speaker.—109.

Excused: Bond (Stephens), Cooksey, Gotcher, Green, Howe (Seminole), Jumper, Mountford, Taliaferro, Watkins, Wolf.—10.

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

Prayer was offered by the Chaplain of the Senate, Reverend Robert W. Smith, Pastor of the First Methodist Church of Ada.

Senator Wilson (Beckham) moved that the President Pro Tempore appoint a committee of three from the Senate, and the Speaker of the House appoint a committee of three for the House to notify the Governor the Joint Session is ready to receive him and hear his Message, which motion was declared adopted.

On behalf of the President Pro Tempore, the President announced the Senate Committee as follows: Senators Field, McClendon and Dacus.

On behalf of the Speaker, the President announced the House Committee as follows: Representatives Bouse, Roberts and Odom (McIntosh).

The President presented Mrs. Edmondson, wife of our Governor.

The Joint Session was declared at ease.

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

Sergeant-at-Arms of the Senate was recognized and announced the presence of the joint committee accompanied by Governor J. Howard Edmondson, who was escorted to the Speaker's desk.

The President of the Senate introduced His Excellency, Governor Edmondson, who delivered his Second Message to the Twenty-seventh legislature.

Following the Governor's address, President Nigh announced the presence of a very distinguished guest visiting in Oklahoma and asked Representative Ham, upon whose invitation she appeared before the joint session, to introduce her.

Petite and winsome Princess Rudivoravan from Thailand, wife of a Thai financial attache in Washington, delighted her listeners with her complimentary expressions about Oklahoma, and stated that she hoped to become a citizen of the United States within two years. The Princess, who is on a lecture tour, said she wished to say something that would help further our better understanding of the customs and the peoples of the East. She is the granddaughter of the progressive King Mongkut of "Anna and the King of Siam" fame.

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

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The Senate reassembled, in its

Chamber, with President Pro Tempore Garvin presiding, who ordered the Second Message of Governor J. Howard Edmondson, delivered by him in Joint Session today, herewith incorporated:

Mr. Speaker, Mr. President Pro Tempore, Members of the House and Senate.

First of all, let me thank you for extending to me this privilege and this opportunity to discuss with you a plan, a program for Oklahoma's future.

And, secondly, I think that this commendation is certainly due and owing to the members of this legislature. You have just recently as you know, of course, given the people of Oklahoma the opportunity to vote on a question that all of us have always considered the most politically controversial in Oklahoma. I think that credit should be given where credit is due. And, in view of the fact that never before in the history of our great state has any legislature seen fit to give the people that opportunity—I think very definitely the people of Oklahoma should be proud of you for providing that chance. I think that you, in doing this, displayed courage—political and moral, because all that you did, whether it was considered politically wise or otherwise, was extended to the people of our state a democratic right.

They have expressed themselves on that question by a substantial vote margin. You, then, have the responsibility—in fact we both do—of seeing that a good, a strict, a reasonable, enforcement or control bill is written in the law.

You showed courage in that decision and in that action, and I think for that reason, it is altogether proper and fitting that you can talk with me today about a program that will also call for an equal degree of courage.

But, I know of no other legislative group in the history who have shown

themselves inclined or able to do it. We face, as you know, a serious financial decision. State after state across these United States in their legislative assemblies are considering and passing in many instances, substantial tax increases. We have just witnessed in the State of New York probably the biggest tax increase program ever to be written by any one of the sovereign states. We see in the states surrounding us programs for tax increases. We have, therefore, similar problems in Oklahoma, from a financial standpoint, the ever increasing demand for services and the need for services arrived at a point of decision whether we, too, will join the others in that tax increase program or pursue to its end another plan or another program.

I think we have that plan. I think we have a plan that will prevent the necessity of any tax increase during this session. It goes without saying that the future of Oklahoma lies in expansion both of present industry in Oklahoma and attracting and bringing into Oklahoma new industries. In the past, we have labored under the difficult situation of not being competitive with other states insofar as our tax picture or structure is concerned. I don't believe that that is true anymore. I think that our structure taxwise is competitive with those states that are our neighbor. But if we want to resort to a tax increase we then will find ourselves in the position that we have held heretofore in history by not being competitive.

Certainly, all of us recognize that agriculture has been the biggest industry in Oklahoma. But today it isn't. Oil is our biggest industry. And, as I said, our future lies in industrial expansion. When I talk about industrial expansion, and agriculture in the same breath, they do not conflict, but rather work together.

As the trend is and continues for

the farm unit to become smaller, then we must—from the standpoint of industry—provide in the towns and the cities—the jobs for those people, who of necessity have to leave the farm to go to the city or the towns. Therefore, I say that we must do everything in the realm of reason to prevent the change of that complexion from the tax standpoint. In this plan, as I said, there are no new taxes. It covers highways, education, mental health and a control bill for alcoholic beverages. I don't think that I need to add that time is of the essence. I know that many of you have been waiting for me—to be frank—to offer that plan. Or as it has been said on many occasions, sit down on something and say this is it, and try to go with it.

By the same token, I think that all of you will readily admit that you, as well as I, have had an inclination to wait and see what happened on April 7. Because none of us could predict what the financial picture would be without knowing what that decision was. Well, we know it now.

Therefore, we present this plan. In as much as time is of the essence for you in this session, then I will try not to belabor you in talking too much and taking too much time today.

First, in reference to highways:

There has been a lot of confusion—and that is probably the understatement of the day—when it comes to the financial picture of our highway department. I am certain that everyone, both in the Senate and the House and in the administration is sincere in his belief about what was the picture financially in that department.

But regardless of that confusion, there is not any doubt that there is no confusion about what the people of Oklahoma need and want. And that is not a highway program that drifts along trying to do as much as we did last year,

but rather, that is a new program, a stepped-up program of highway construction in Oklahoma. A bigger and a better one. But, I think it goes right along with the fact the people of Oklahoma also want more efficiency in that department. They want the elimination of waste in both the system and the administration of that system, both on the county and the state level.

As you know, there has been some administrative corrective action taken already. We have endeavored and are beginning to endeavor to do it more and more to cut down on some of the waste in the payroll in the Highway Department. That is a necessity, because of the financial picture. It will be necessary to continue it until the financial air is clear. What do we need? \$32,500,000 over and above what is in the budget or earmarked right now. \$32,500,000 to match all Federal funds available for the biennium. That will enable us not only to catch up in the areas of maintenance where we have lagged, but also to keep pace with the Federal program of matching funds.

Therefore, having decided or having offered the figure of \$32,500,000 we come to the much more important question of where does it come from?

It is perfectly elementary for you and for me that there are just two sources of the \$32,500,000.

Number one, a tax increase. You know and I know that to raise \$32,500,000 for the biennium would necessitate, if we did it by a tax increase on gasoline of an increase of 2 cents per gallon. And I say without the slightest reservation or equivocation, that the people of Oklahoma are diametrically opposed to any 2-cent gasoline tax increase. That leaves us the capacity of representing the people and abiding by their needs—and their wishes by one source. That is to more efficiently spend that which we already have.

You know again as well as I do, that the money is divided now approximately as follows:

42% of the road user tax money to the County Commissioners; 52% of it to the State Highway Program; the remainder of it to the cities and towns.

As to the 52%, we are doing, as you also know, what we can by way of administrative action to eliminate waste. I think all of you will agree that we have a Highway Commission, eight of the finest men we could find in the State of Oklahoma or any place else.

I think you recognize that they are business men; they will follow business practices and do everything they can to build the most roads and the best roads with the dollars they have. Therefore, we go to the 42%.

\$29,000,000 a year are going to County Commissioners. The plan that we will propose is not without precedence in history in Oklahoma. In the early years, as some of you recall, we built roads on a township basis. But as construction methods and procedures progressed and the road system and road needs increased, we left that plan, the township plan, and went to a County Commissioner System or Plan.

I would say right now without any hesitation that I certainly do not believe that we are spending too much in the Counties or on County roads. On the contrary, we don't have enough to spend.

But my recommendation, and I submit it to you humbly and respectfully, is that you by legislative action take the \$29,000,000 that is now going to the County Commissioners and return it to the State Highway Department for expenditure on county roads and state highways on this basis:

That all of it be earmarked back to the counties according to the present formula, but that one-third of it be spent on state highways within the

counties; two-thirds on the county roads within the counties.

The result is inescapable. There will be money in the counties for expenditure both on county roads and state highways under this proposal. There will be better roads because of qualified engineering personnel and equipment available for use.

I think it can be justified on that basis alone. More money for those roads. More money for your county. More money for every county in Oklahoma. A continuing program of state highway new construction in every county of Oklahoma year in and year out.

I think that right along with it we should provide for a county supervisor in each county so that people of each county won't have to go to Oklahoma City or any place else to have their needs satisfied and for their delegations to meet with these people.

A county supervisor with engineering and training. A professional engineer available to every county. Can it be justified? Can this session of the legislature justify such so called drastic action? I believe it can.

History has proved that it has been done before, as was done with the township system. Certainly with 231 separate, non-cooperating, independent highway departments in Oklahoma we can with a great deal of reasonableness and wisdom, state that we could spend money more efficiently on this basis.

231 separate, independent, non-cooperating purchasing agents, whether it be for tinhorn road materials or grader blades. With the centralized purchasing that would come as the consequence of such a program, we cannot help but save money.

I need not also cite instances or incidents, either one, of vast inefficiency and corruption within that system. You can read as well as I and you have seen

it as well as I. We know it, yes, the people know it also.

I think evidence of the people's wishes in regard can be found from the fact that there is not a single solitary one of you in this legislature that hasn't in the past or today had delegation after delegation from your county come to you to try to get you to use your influence in getting some county road put on the state system.

We have found in the past that we have already been put on the state system while the money to maintain it continues to go back to the county commissioners according to the old formula of allocation.

I think that the fact that the law, the very law that you yourselves as legislators have written prohibiting more than 10% of the roads in a county being on the state system, would have all of us know that some counties have nearly 30% on the state system as ample evidence of the fact that there are people in the counties who want state supervision, maintenance and management of the roads.

I mention again more money for your county through Federal funds. more coordination through personnel and equipment use.

It would not be fair if I did not add that this is not a condemnation of the individual county commissioners of Oklahoma. It is not. Many of them have done exceedingly well under the system under which they have had to cooperate. I know personally my own father served as a County Commissioner in years past during the depression in Muskogee County.

This is a condemnation if you please, of the system under which they have had to cooperate and its inherent wasteful practices.

Neither would it be fair for me to imply that this is exclusively my plan. Certainly there are members of both

the Senate and the House who have spent time, energy and money traveling to other states and studying such a proposal. I think that they deserve commendation from the people of Oklahoma for those efforts.

This is the composite of their ideas, ideas I have heard from the people, from you and from my office. In conclusion, I can say that this \$32,500,000 for a road program in Oklahoma for the next biennium would mean an overall road program of \$217,000,000. I have discussed the plan with the House members and the members of the Senate.

Some of your people have quite sincerely defended your own individual County Commissioner and I am sincerely certain that you have probably every right in your opinion. Others of your people have defended your own county roads, and again I am certain that you probably knew exactly what you were talking about. Many more of you have discussed the political dangers involved in such a plan, and certainly there are dangers there. None of you have ever defended to me the County Commissioner System itself as a means of spending this \$29,000,000.

On the subject of education, we propose including what is already in a recommended budget an increase over the last biennium of \$27,000,000. The break down is as follows: Common Schools are in the budget for an appropriation of some \$12,000,000 over and above the last biennium, approximately \$10,000,000 of which is for a program similar to what was the appropriation last year.

The \$2,000,000 was put into that particular appropriation. We recommend an operational fund, and I'll confess it is far below what many hoped for, but it is within what we can reasonably anticipate in revenue. \$3.50 based on average daily attendance making a total of

\$3,000,000 for the biennium. An increase in teachers salaries minimum to \$3,400.

I can't help but recall the innumerable times that people who are active and interested in education in Oklahoma, particularly common schools, said to me that the area of most danger and most need is in keeping our new teachers from leaving Oklahoma as they graduate and receive their certificate.

For that reason, and the other financial problems of revenue, we propose recommendation of \$3,400 for a minimum which would bring a cost of \$1,100,000 for the biennium to provide a needed and legitimate increase in the base we propose that it be increased from \$3,000 to \$3,100 for the biennium which would bring a total of \$3,100,000.

This is the total over and above the budget of \$7,300,000 or \$19,300,000 over and above the last biennium for common schools. We confess it isn't as much as we would like but we add that it is an increase of 25% over and above the last biennium.

As for higher education, the budget has in it the recommendation of an increase of \$7,000,000 contrary to our original recommendations which was opposed to any supplemental appropriations, we would like to respectfully recommend that you give to higher education \$2,100,000 in the form of a supplemental appropriation. Because we have been told and advised and find that the money will be available by June first. This is contrary to the budget officer's information in January.

We have two additional recommendations concerning higher education that deal with specifics. Both appropriations would be for programs that are and would be self-supporting and would not need continuing appropriations in the years to come.

In order to enable us to receive from the Kellogg Foundation the sum of \$1,800,000 in a grant, we recommend an

appropriation of \$650,000 for that purpose. In order to receive even more substantial funds from Federal and private grants, for the Medical research Center, we recommend an appropriation of \$400,000 for the biennium making a total increase of \$1,050,000 for those three specifics over and above the recommended budget. This would give to higher education \$8,000,000 plus over and above the last biennium for an increase of some 20% and the total increase for education in general of \$27,000,000.

As for mental health, there is in the budget the recommendation figures that amount to approximately to a 10% increase over and above the last biennium again. In addition to that, we recommend an appropriation of \$2,000,000 for the construction of a much needed new facility for mentally retarded children. The balance, with a few exceptions in the revenue that we can legitimately call anticipated new revenue, we would recommend to go into the Highway Department. And now, to the subject of a control bill.

Again, I don't think that I need to say that time is of the essence. It isn't to me any more than it is to every member of this legislature. We are in a period which we might call approaching a vacuum. We have a law that the people have in effect repealed. County attorneys, sheriffs, police and other law enforcement officers around the state have been called upon to enforce that law during the interim as have the state law enforcement agencies.

I don't need to point out to you the fact that it will be difficult for them to do it during this interim. For that reason I repeat, time is of the essence. The bill that we propose is not my bill. We made a detailed study of Senator Miskovsky's proposals and several other proposals. Committee substitutes for the Miskovsky bill added to it some

suggestions that we thought were good and came up on generalities with this proposal.

First, of all, it vitalizes all of the provisions of the Constitutional amendment. It steps up procedures of the application or acquisition of licenses and the penalties for the violations of provisions of the code: some of them being felonies and others misdemeanors.

It creates a system of inspectors and agents of the Alcoholic Beverage Control Board with powers to search and the fact of consent to search coincident with application for the license.

Some of the other restrictions, but not all of them, call of course for hours opening at 10:00 A. M. to 10:00 P. M. and that licenses should not be transferrable. Cash sales only—and, I think the need for that is somewhat obvious. I don't think that we should indorse in government a system which authorizes and encourages consumption by providing credit or time payments for intoxicating liquor. There is a prohibition for the construction or having liquor or wholesale liquor outlets within 300 feet of any school, church, or hospital. It provides that it would be unlawful, a misdemeanor, for anyone to purchase intoxicating liquor from anyone other than a licensed retailer; the prohibition against deliveries which is necessary in order to make the prohibition of sale to minors workable. The meetings of the Board are specifically provided to be public meetings, as are the records of the Board. There are other prohibitions in it which I won't discuss at this time.

We considered the proposition very seriously of providing a population limit on licenses but decided against it, because if you put such a population limit on your licenses you invite trouble. You place a price tag on your license immediately and we believe that by the licenses recommended in this bill and the other provisions that the laws supply

and demand itself will control the number of licenses.

As to tax and license provision, we recommend a license that runs from \$500 to \$2,500 a year. The more important ones, a wholesale license \$2,000 a year and a retail license at \$750 a year. The lowest one is what is called a Class B permit which applies to strong beer, \$500; distilleries and rectifiers \$2,500.

As to the penal bond provisions, we recommend bonds that range from \$2,500 again for the Class B Wholesaler or strong beer wholesaler to \$25,000 for the distiller or the brewer. The wholesale penal bond would be \$10,000, the retail bond \$5,000. The provision is also made for an excise bond to guarantee the state and protect the state on the selection of the excise tax. We provide that it shall be a flexible thing and give authority to the board to set that excise bond based upon the business of the particular outlets. The more his business is, the higher his bonds would be, and that power would be vested in the board.

I am confident that you will write a good control bill. We make these recommendations to you irrespective of the fact that it is your responsibility actually to write that bill. And they are offered as suggestions in the best of spirits.

Because my responsibility in this connection is such, I promise you without equivocation again, that I will do everything by and with the advice of the members of the Senate to find five outstanding men to serve on the Alcohol Beverage Control Board and the same is true with the Director.

I believe and I think that you believe that we should have a strict control bill and strict enforcement of that bill to write as well as the Constitutional provisions.

As to the excise tax, I recommend for

distilled spirits or whiskey the sum of \$2.50 a gallon.

Frankly, we recommended, or intended to recommend, a higher tax of \$3 a gallon. But we decided on the \$2.50 a gallon excise tax so that we would not be higher than any state around us.

I very sincerely urge in this provision that you study the experience of other states in reference to their collections based upon their population and the gallon consumption.

I think you will find that a substantial tax either this one or possibly higher than our recommendation can be justified by the experience of other states without the encouragement of bootlegging in Oklahoma.

The other excise taxes would be 36 cents a gallon on wines with less than 14 per cent and we put that up there because we didn't want to get it any lower than the 3.2 beer tax. 50 cents a gallon on other wines. 75 cents a gallon on champagne, carbonated wines, etc. \$10 a barrel on strong beer which, of course, is as 3.2 beer is now.

This, gentlemen, is a plan. It is a plan as I say that covers a large area of state government. It is a progressive plan. It is a plan that will help rather than hinder Oklahoma's growth. I am confident that it reflects the desires of the people or I wouldn't recommend it to you.

It is a plan that obviously does not contain in it any new taxes. I have discussed with many of you on different occasions — probably all of you — the problems that this session faces, the problem that I face in my office.

Many observations have been made to the effect that it is incumbent upon me as governor to present a program and, as I said earlier, stick with it and work for it. This we have done and will do. I repeat it is your responsibility in the final analysis.

This plan encompasses a package, ob-

viously for the budget, as we recommended, to be operative.

The recommendations in it calling for the transfer of the functions of the Crippled Children's Commission, the Whitaker Orphans Home, the DB and O Institution at Taft and the Emergency Relief will have to be transferred to the Welfare Department or look at this plan and slice \$4.5 million off it some place—either from some institution, or some highway or some other service.

It also includes in this anticipated new money the withholding tax revenue as passed by the Senate; in order to fulfill the highway program it necessitates the passage of the unclaimed property law as introduced in the Senate. And it would be extremely helpful from the standpoint of many institutions and departments operating without any increases—which is the way they are in some instances—and it would be extremely beneficial to them and help to them if we pass central purchasing, again as introduced in the Senate.

Any deviation will, of necessity, result in corresponding cuts in this program.

It is your decision, this is our program and when I say ours I mean yours and mine—one that we have done our best to work out with your advice, your suggestions and considering the needs and the wishes of our state and its people.

I hope by proper legislative enactment you find it possible to make it your program. With that help I think we can look forward to a future in Oklahoma about which all of us can look back upon with a sense of confidence and a sense of pride.

I would appreciate very much your help. Thank you.

GENERAL ORDER

SB 208, by Hope, was read and considered.

Senators McClendon and Collins

moved to amend SB 208, line 9, page 7, by adding after the period the following: "Provided nothing in this Act shall apply to machinery used in highway construction or road material production" which amendment was declared adopted.

Upon motion of Senator Hope, SB 208, as amended, was advanced to engrossment and third reading.

Upon motion of Senator Hope, the rules of the Senate were suspended and SB 208, as amended, was considered engrossed and placed upon third reading and final passage.

Upon request of Senator Dacus, it was ordered that Senator Berrong be shown excused until such time as he returns to the Chamber.

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:

Aye: Baldwin, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Nay: Allen, Dacus.—2.

Excused: Bailey, Berrong, Cobb, Hernndon, McSpadden, Mahan, Morford, Stipe.—8.

Not Voting: Breeden, Hall, Walker.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mc-

Colgin, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Nay: Allen, Dacus.—2.

Excused: Bailey, Berrong, Cobb, Herndon, McSpadden, Mahan, Morford, Stipe.—8.

Not Voting: Breeden, Hall, Walker.—3.

The emergency was declared passed.

SB 208, as amended, was referred for engrossment.

GENERAL ORDER

SB 243, by Wilson (Beckham), was read and considered.

Upon motion of Senator Wilson (Beckham), **SB 243** was advanced to engrossment.

By unanimous consent, Senator Harris was shown excused until such time as he returns to the Chamber.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended and **SB 243** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 243 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hope, Kerr, King, Land, McClendon, McColgin, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Hamilton.—1.

Excused: Bailey, Berrong, Cobb, Harris, Herndon, McSpadden, Mahan, Morford, Stipe.—9.

Not Voting: Cartwright (Seminole), Hall, Miskovsky, Shoemake.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hope, Kerr, King, Land, McClendon, McColgin, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Hamilton.—1.

Excused: Bailey, Berrong, Cobb, Harris, Herndon, McSpadden, Mahan, Morford, Stipe.—9.

Not Voting: Cartwright (Seminole), Hall, Miskovsky, Shoemake.—4.

The emergency was declared passed.

SB 243 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 17 correctly engrossed.

Engrossed **SB 17** was properly signed and ordered transmitted to the Honorable House for consideration.

Senators Harris and Berrong asked to be recorded present, which was the order.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 628**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p.m., tomorrow.

Fifty-seventh Legislative Day

Tuesday, April 14, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Allen, Hall, Herndon, Morford, Payne, Pitcher.—6.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Sandlin introduced his little grandson, John Martin Taylor of Dallas, and asked that he be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared adopted.

DECLARATION OF VOTE

Senator Breeden asked unanimous consent that the record show had he been present when the roll was called on **SB 208**, he would have voted "Aye" on the bill and the emergency clause, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 208 and 243 correctly engrossed.

Engrossed **SBs 208 and 243** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bill was introduced and read the first time:

SB 255—By Easterly—An Act relating to crimes and punishments; amending Sections 1, 3 and 5, Chapter 6, Title 74, Page 525, Oklahoma Session Laws 1957 (21 O. S. Supp. 1957, §§ 1040.1, 1040.3 and 1040.5) which define certain terms relating to obscene literature; providing certain powers of the Oklahoma Literature Commission and exempting certain publications from the obscene literature statutes by: restricting definitions of obscene literature; delegating certain investigating powers to Oklahoma Literature Commission; removing exemption of certain publication; providing for severability; and declaring an emergency.

PENDING SENATE ACTION

HCR 524 was considered, read at length as follows and adopted upon motion of Senator Land:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 524—By Arrington, Moad, Daniel, Foster, McGahey, Sparks, McCune, Forsythe, Nance, Alford, Bower, Cox, Finch, Graves, Green, Ham, Howe, Lance, Richeson, Shibley, Spear, Wilcox and Willis (Cherokee) of the House and Land, Cartwright (Seminole) and Berrong of the Senate.

A CONCURRENT RESOLUTION

DESIGNATING 1959 AS OIL INDUSTRY'S CENTENNIAL YEAR IN OKLAHOMA; DESIGNATING THE WEEK OF AUGUST 24TH THROUGH 31ST AS OIL CENTENNIAL WEEK; ADOPTING THE OFFICIAL SLOGAN OF "OIL'S FIRST CENTURY—BORN IN FREEDOM — WORKING FOR PROGRESS" FOR THE CELEBRATION IN COMMEMORATION OF THE ONE HUNDREDTH ANNIVERSARY OF THE COMPLETION OF THE FIRST COMMERCIAL OIL WELL IN THE UNITED STATES.

WHEREAS, the year 1959 will mark the One Hundredth Anniversary of the completion of the first commercial oil well in the United States; and

WHEREAS, during oil's first century the industry has been working continuously for progress and serving the American people; and

WHEREAS, the oil industry has exemplified steadfast adherence to the basic principles of our democracy, freedom of the individual, equality of opportunity, and competitive free enterprise; and

WHEREAS, the oil industry has contributed to the prosperity of the citizens of Oklahoma and the progress and security of the State and Nation; and

WHEREAS, many thousands of citizens of this State are directly engaged in production, refining, transportation, and marketing of oil and gas and thousands of others receive payments for oil and gas royalties, delay rentals, and other services rendered to the oil industry; and

WHEREAS, the petroleum industry has contributed substantially to the State and local tax revenues of Oklahoma; and

WHEREAS, oil and/or gas are produced in sixty-six of the seventy-seven counties in the State; and

WHEREAS, Oklahoma oil and gas and their products are refined in this

State and transported by pipelines and other economical means to serve the public in other parts of the Nation; and

WHEREAS, service stations in all sections of the State provide gasoline and other products at reasonable cost to the motoring public; and

WHEREAS, it is fitting and proper that we designate a period to commemorate the industry responsible in such a large part for the growth of the State of Oklahoma, to review its progress and to contemplate its future;

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

That Oklahoma join with the other States in the Union to celebrate the oil and gas industry's One Hundredth Birthday by designating the entire year of 1959 as Oil Industry's Centennial Year in Oklahoma; That the week of August 24th through 31st be proclaimed Oil Centennial Week in Oklahoma, and that Oklahoma adopt as its official slogan for this celebration the slogan designated for the Nation. "Oil's First Century — Born in Freedom — Working for Progress."

HCR 524 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Senator McClendon asked unanimous consent that **HB 664**, by Romang, be re-referred to the Committee on Privileges and Elections for further study, which was the order.

COMMUNICATION

By unanimous consent, upon request of Senator Dacus, an editorial appearing in the Daily Oklahoman on April 14, under the heading, "Helping Themselves," was read.

Senator Dacus asked unanimous consent that the editorial be incorporated in the Journal, to which Senator Cobb objected.

Senator Dacus moved that the editorial be placed in the Journal.

Senator Dacus asked unanimous consent to withdraw his motion for placing the editorial in the record, which was the order.

MESSAGES FROM THE HOUSE

Advising fourth reading and returning Enrolled **SB 78**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 11**

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MOTION TO RECONSIDER VOTE

The vote occurring on the Hope motion to reconsider the vote by which **HB 641** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Hall, Herndon, Morford, Payne, Pitcher.—6.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Fine, McClen-don.—4.

Senator Hope moved that **HB 641** be placed on third reading and final passage.

Senator Walker, as a substitute, moved that **HB 641** be ordered withdrawn from the Calendar and referred to the Committee on Business and Industry.

Senator Grantham raised a point of order against the Walker motion, which was sustained, stating that this would require reconsideration of the vote by which the bill was placed on third reading.

Senator Walker, as a substitute, moved that the vote be reconsidered by which **HB 641** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Walker moved to reconsider the vote by which **HB 641** was advanced to engrossment, which motion was declared adopted.

Senator Walker moved that **HB 641** be ordered referred to the Committee on Business and Industry, which motion prevailed.

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

GENERAL ORDER

HB 723, by Shoemake, et al of the House and Wilson (Greer) of the Senate was read and considered.

Senators Dacus, Baldwin and Stipe asked to be made co-authors of **HB 723**, which was the order.

Upon motion of Senator Wilson (Greer), **HB 723**, as co-authored, was advanced to engrossment.

Upon motion of Senator Wilson (Greer), the rules of the Senate were suspended, and **HB 723** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 723 was read for the third time at length.

On the question of passage of bill. the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boe-cher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Allen, Hall, Herndon, Payne, Pitcher.—5.

Not Voting: Cartwright (Seminole), Cowden.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boe-cher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Allen, Hall, Herndon, Payne, Pitcher.—5.

Not Voting: Cartwright (Seminole), Cowden.—2.

The emergency was declared passed.

HB 723 was properly signed and ordered returned to Honorable House.

Senator Walker presiding.

GENERAL ORDER

SB 111, by Shoemake and Allen, was read and considered.

Senator Fine asked unanimous consent that **SB 111** be considered section by section, which was the order.

By unanimous consent, upon request of Senator Shoemake, further consideration of **SB 111** was temporarily deferred.

PENDING HOUSE REQUESTS FOR CONFERENCES

Senator Hope moved that the requests of the Honorable House for conferences on **HBs 538, 553, 547** and **589**, be granted, which motion prevailed.

Senators Payne, Hall and Herndon asked to be recorded present, which was the order.

Senator Stipe asked to be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 69, by Miskovsky, was read and considered.

Senator King moved to amend **SB 69**, line 2, page 1, by striking after the word, "funds," all the remainder of line 2 and the word, "whatsoever," on line 3, which amendment was declared failed of adoption.

Senators Allen and Fine moved to amend **SB 69**, line 3, page 1, by deleting after the word, "persons," the remainder of the line and all of line 4 and including the letters, "mission," on page 2, line 1, and on line 2, page 2, by striking after the letters, "lation," the balance of said line and on line 3, page 2, by striking the words, "persons receiving assistance," which amendment was declared failed of adoption.

Senator Harris moved to amend **SB 69**, line 7, page 2, by striking after the word, "less," the balance of said line and line 8 and substituting the following: "registration has first been made with the Oklahoma Welfare Commission on such form as said Commission shall require."

Senator Harris asked unanimous consent, which was granted, to amend his amendment by substituting a comma for the period at the end of his pending amendment and adding, "or as may be required by law."

The vote occurring on the Harris

amendment, as amended, it was declared adopted.

Senator Hamilton moved to amend **SB 69**, line 3, page 2, by striking after the word, "assistance," the remainder of line 3, all of lines 4 and 5 and line 6 to the letters, "un," which motion was declared failed of adoption.

Senator Hamilton moved to amend **SB 69**, line 3, page 3, by striking the words and figure, "seven (7) years," and inserting the words and figure, "one (1) year," which amendment was tabled upon motion of Senator Miskovsky.

Upon motion of Senator Miskovsky, **SB 69**, as amended, was advanced to engrossment.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **SB 69**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Pazoureck asked that the record show Senator Cartwright (Seminole) excused for the remainder of this legislative day, which was the order.

THIRD READING

SB 69 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cobb, Easterly, Garvin, Grantham, Hall, Harris, Kerr, Land, Mahan, Miskovsky, Morford, Payne, Pazoureck, Tipps, Wilson (Beckham), Wilson (Greer).—21.

Nay: Allen, Baldwin, Cartwright (Bryan), Collins, Cowden, Dacus, Fine, Hamilton, Herndon, Hope, King, McClendon, McColgin, McSpadden, Ritzhaupt, Sandlin, Shoemake, Trent, Walker.—19.

Excused: Cartwright (Seminole), Pitcher, Stipe.—3.

Not Voting: Field.—1.

The bill was declared failed of passage.

MOTION TO RECONSIDER

As provided under Rule 12-a. Senator Miskovsky moved to reconsider the vote by which **SB 69** failed of passage.

GENERAL ORDER

SJR 21, by Mahan and Miskovsky, was read and considered.

Senator Mahan moved to amend **SJR 21**, line 18, page 4, after the word "sheriff" and before the word "any" by striking the word "or" and inserting a comma and after the word "county" by adding "or the Sergeant-at-Arms or Assistant Sergeant-at-Arms of either House", which amendment was declared adopted.

Upon motion of Senator Mahan, **SJR 21**, as amended, was advanced to engrossment.

Senator McClendon asked that the record show Senator Trent excused for the remainder of this legislative day, which was the order.

Senator Allen moved that **SJR 21** be re-referred to Judiciary Committee with instructions that the Resolution be amended to require a majority vote of either of the Houses before referring the matter to the District Court.

Senator Mahan asked unanimous consent, which was granted, that further consideration of **SJR 21** be deferred until some future legislative day.

Senator Wilson (Beckham) moved when the Clerk's desk is clear the Senate adjourn to meet, as provided under the Rules, 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:

SB 3—Appropriations and Budget.

SB 143—Appropriations and Budget.

SB 157—Revenue and Taxation.

SB 161—Appropriations and Budget.

HB 529—Judiciary.

HB 563—Criminal Jurisprudence.

HB 646—Judiciary.

HB 705—Judiciary.

HB 739—Judiciary.

DO PASS, as amended:

SB 141—Appropriations and Budget.

SB 229—Revenue and Taxation—Co-authored by Cole of the House.

HB 620—Criminal Jurisprudence.

HB 671—Judiciary.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 256—By Mahan—An Act relating to liens and lien instruments; providing for the determination of dates of execution and of maturity of lien instruments not containing such information; providing for the termination of liens created by such instruments under certain conditions; prohibiting certain false entries in county records and making such acts felonies; repealing conflicting laws and parts of laws; providing for severability; and declaring an emergency.

SB 257—By Sandlin and King — An Act relating to county roads; providing for the appointment, powers and duties of a county engineer for each county; prescribing powers and duties of the Boards of county commissioners in connection with road construction and main-

tenance, road personnel, and purchase of road materials, supplies and equipment; requiring certain reports and providing for withholding of funds by Oklahoma Tax Commission from counties which do not comply with said Act; providing duties for state highway director; fixing effective date hereof; making the provisions of this Act severable; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 258—By Tipps of the Senate and Dyer of the House—An Act relating to State Officers and Employees; amending Section 3, Chapter 22, Title 74, Page 542, Oklahoma Session Laws 1957 (74 O. S. Supp. 1957, § 154), which prescribes qualifications and provides for appointment of State Crime Bureau agents, by requiring two (2) years law enforcement experience, instead of five (5); and declaring an emergency.

SB 259—By Shoemake of the Senate and Cole of the House—An Act relating to oil and gas, regulating the above ground storage of flammable liquids for retail sale to the public; providing certain safety requirements for such installation; delegating regulatory authority to corporation commission; making violation a misdemeanor and providing penalties; providing for severability; and declaring an emergency.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

Fifty-eighth Legislative Day

Wednesday, April 15, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Grantham, Hall, Pazoureck.—3.

The President declared a quorum present.

Prayer was offered by the Chaplain for the day, Reverend E. T. Coopridge, Pastor of the First Methodist Church, Seminole.

Senator Ritzhaupt asked unanimous consent that Miss Judy Boles of Guthrie be allowed the privileges of the Floor to extend an invitation to members of the Senate, which was the order.

Miss Boles, Queen of the 89ers Celebration in Guthrie for 1959, invited members of the Senate to Guthrie for the celebration on April 22, following which, upon request of Senator Ritzhaupt, Miss Betty Ringron, Queen for next year's celebration, pinned a booster pin on President Nigh.

Senator Mahan introduced Chris Hanson, twelve year old son of Gus Hanson, of Oklahoma City, and asked unanimous

consent that he be made an Honorary Page for this legislative day, which was the order.

Senator Kerr introduced Sue, Betty and George Murrell and his son Richard, and asked unanimous consent that they be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

RESOLUTION

The following Resolution was introduced by Senator Allen:

SR 40—By Allen—A Resolution taking Official Notice of the Vacancy of the Governor's Mansion and of the Shortage of Office Space for State Agencies; Directing the Appointment of a Committee to Study Feasibility and Methods of Utilizing Said Mansion.

SR 40 was read and taken up for consideration.

Senator Allen moved to amend **SR 40**, line 25, page 1, by adding after the word, "agencies," and before the word, "and," the following: "or its continued use as the Governor's mansion," which amendment was declared adopted.

By unanimous consent, further consideration of **SR 40** was temporarily deferred.

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 226—County Government.

SB 228 — Education — To Appropriations and Budget by previous order.

DO PASS, as amended:

SB 177—Insurance.

HB 580—Agriculture—To Appropriations and Budget by previous order.

FIRST READING

The following bill was introduced and read the first time:

SB 260—By Bailey of the House and Poyner and Wolf of the Senate—An Act relating to statutes and reports; amending 75 O. S. 1951, § 14, as amended, which provides for the distribution of copies of the statutes and Session Laws of Oklahoma by increasing the number of copies furnished to the university college of law; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 255—Criminal Jurisprudence.

SB 256—Judiciary.

SB 257—County Government.

SB 258—Criminal Jurisprudence.

SB 259—Oil and Gas.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 561—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Department of Mental Health; stating the purpose; providing for the director of Mental Health to fix the duties and compensations of employees; making appropriations fiscal; repealing all laws in conflict herewith; and declaring an emergency.

HB 772—By Ruby and Davis of the House and Hope and Bailey of the Sen-

ate — An Act making appropriations from the State Treasury of the State of Oklahoma for the operation and maintenance of the State Mental Hospitals and the state schools for the mentally retarded; providing for allocation and transfer of funds; providing for the allocation of non-appropriated funds; defining administrative authority of control board; designating the purchasing agency; assigning the authority to determine the propriety of purchases to board of control; fixing the lapse date; making the provisions of this Act severable; and declaring an emergency.

The above numbered **HBs** were read for the first time.

GENERAL ORDER

SB 3, by Collins, Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Kerr, King, Mahan, McClendon, McSpadden, Miskovsky, Morford, Pitcher, Ritzhaupt, Stipe, Walker, Wilson (Greer) of the Senate, and Fuller, et al of the House, was read and considered.

Upon motion of Senator Hope, **SB 3** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 3** 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Hendon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan.

Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Grantham, Hall, Pazoureck.—3.

Not Voting: Miskovsky.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClen-don, McColgin, McSpadden, Mahan, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Grantham, Hall, Pazoureck.—3.

Not Voting: Miskovsky.—1.

The emergency was declared passed.

SB 3 was referred for engrossment.

RESOLUTION

SR 40 was considered further.

Senator Ritzhaupt moved to amend **SR 40**, line 13, page 1, by striking lines 13, 14 and 15; after the comma on line 17 by striking the remainder of line 17 and all of line 18 and inserting "that it needs repairs and additions to make it a suitable place for the Governor to reside," and in line 24, after the word, "mansion," strike the remainder of line 24 and all of lines 25 and 26, which amendment was tabled upon motion of Senator Allen.

Senator Baldwin moved that further consideration of **SR 40** be indefinitely postponed.

Senator Miskovsky, as a substitute, moved that the Resolution be referred to the Committee on Appropriations and Budget.

Senator King raised a point of order against the Miskovsky motion, citing Rule 26, stating a motion to indefinitely postpone takes precedence over a motion to commit, which point of order was sustained.

Senator Allen moved to table the Baldwin motion, which motion prevailed.

Senator Allen moved the adoption of **SR 40**, as amended.

Senator Miskovsky, as a substitute, moved that the Resolution be referred to the Committee on Appropriations and Budget for study and report to the Senate, which motion was tabled upon motion of Senator Allen.

Senator Hamilton moved that the Senate work under a Call of the Senate, which motion failed of adoption.

SR 40, as amended, was read at length as follows:

SENATE RESOLUTION NO. 40— By Allen.

A RESOLUTION TAKING OFFICIAL NOTICE OF THE VACANCY OF THE GOVERNOR'S MANSION AND OF THE SHORTAGE OF OFFICE SPACE FOR STATE AGENCIES; DIRECTING THE APPOINTMENT OF A COMMITTEE TO STUDY FEASIBILITY AND METHODS OF UTILIZING SAID MANSION.

WHEREAS, The Governor's Mansion of the State of Oklahoma is at present not being utilized for any purpose which benefits the State, and

WHEREAS, The efficient functioning of various agencies and boards of the State of Oklahoma is impaired by reason of a critical shortage of office space, and

WHEREAS, It appears that the Governor's Mansion, due to the type of construction and location, may well be used for office space for some State agency or agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH SESSION OF

THE LEGISLATURE OF THE STATE
OF OKLAHOMA:

SECTION 1. That the President Pro Tempore of the Senate is hereby authorized and directed to appoint a committee of five (5) members of the State Senate for the purpose of studying the feasibility of utilizing the Governor's Mansion for office space for some State agency or agencies or its continued use as the Governor's Mansion and report the results of their study to this body as early as possible.

The vote occurring on the Allen motion, to adopt **SR 40** as amended, it was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Easterly, Garvin, Herndon, Hope, Kerr, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham).—22.

Nay: Baldwin, Boecher, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Hamilton, Harris, King, McClendon, Mahan, Ritzhaupt, Walker, Wilson (Greer).—17.

Excused: Grantham, Hall, Pazoureck.—3.

Not Voting: Pitcher, Stipe.—2.

SR 40, as amended, was ordered referred for enrollment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Baldwin moved to reconsider the vote by which **SR 40** was adopted.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 530**.

By unanimous consent **HCR 530** was taken up for immediate consideration, and upon request of Senator Field all members were made co-authors.

HCR 530, as co-authored, was read at length as follows and adopted upon motion of Senator Field:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 530—By Andrews, Allard, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Juniper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poyner, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), and Wolf of the House and Baldwin, Field, Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham) and Wilson (Greer) of the Senate.

A RESOLUTION COMMENDING AND CONGRATULATING JIM HAMILTON, HEAVENER, SON OF SENATOR CLEM M. HAMILTON, UPON HIS ELECTION AS 1959 PRESIDENT OF THE YOUNG DEMOCRATS OF

**OKLAHOMA AND EXPRESSING
BEST WISHES FOR A SUCCESSFUL
ADMINISTRATION.**

WHEREAS, On April 11, 1959, in the City of McAlester, Jim Hamilton, Heavener, was elected to the presidency of the Young Democrats of Oklahoma by a 1,003 vote majority; and

WHEREAS, Said new president is the son of our esteemed colleague in this Legislative Assembly, Senator Clem M. Hamilton; and

WHEREAS, President Hamilton is an outstanding junior law student at the University of Oklahoma and has typified those superior qualities of leadership and political astuteness necessary for a successful career as a future statesman; and

WHEREAS, He is well equipped to carry out a progressive and constructive program, beneficial not only to the Young Democrats of Oklahoma but to the Democratic Party and to the general welfare of this State.

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

SECTION 1. That we hereby duly commend and congratulate said Jim Hamilton upon his recent victory and election as the 1959 President of the Young Democrats of Oklahoma.

SECTION 2. That we officially express the sentiments of this Legislature by extending our best wishes to President Hamilton for a most pleasant and efficacious administration during his term of office.

SECTION 3. That certified copies of this Resolution be sent to President Hamilton, and to his proud parents, Senator and Mrs. Clem M. Hamilton.

ICR 530, as co-authored, was properly signed and ordered returned to the Honorable House.

Senator Baldwin asked unanimous consent that two copies of the Resolution be sent to Jim Hamilton, which was the order.

**PENDING REQUEST
FOR CONFERENCE**

Senator Ritzhaupt moved that the request of the Honorable House for a conference on **HB 688** be granted, which motion prevailed.

GENERAL ORDER

SB 166, by Breeden, Wilson (Greer) and Field of the Senate, and Bower, et al of the House, was read and considered.

Senator Breeden moved to amend **SB 166**, line 6, Page 3, by changing the period after the word, "made," and before the word, "at", to a comma, and adding the following: "or a bonafide student enrolled at any of the state institutions of higher learning when such warrant, check, order or voucher is endorsed to the institution as payment of any fees or other accounts due such institution," which amendment was declared adopted.

Upon motion of Senator Breeden, **SB 166**, as amended, was advanced to engrossment.

Upon motion of Senator Breeden, the rules of the Senate were suspended, and **SB 166**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 166 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McCol-

gin, McSpadden, Morford, Payne, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Grantham, Hall, Pazoureck.—3.

Not Voting: Carrier, Mahan, Miskovsky, Pitcher, Ritzhaupt, Stipe, Tipps.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Grantham, Hall, Pazoureck.—3.

Not Voting: Carrier, Mahan, Miskovsky, Pitcher, Ritzhaupt, Stipe, Tipps.—7.

The emergency was declared passed.

SB 166, as amended, was referred for engrossment.

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

Senator Tipps presiding.

Senator Land asked to be recorded excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 111, by Shoemake and Land, was read and considered.

Senators Cartwright (Seminole) and Shoemake moved to amend **SB 111**, line 6, page 3, by adding after the word "town" and before the word "in" a comma and the following language: "or the Oklahoma Wildlife Commission" which amendment was declared adopted.

Senator Ritzhaupt presiding.

Senator Tipps presiding.

Upon motion of Senator Shoemake, **SB 111**, as amended, was ordered re-

ferred to the Committee on Planning and Resources.

Senator Walker asked to be shown excused for the remainder of this legislative day, which was the order.

SB 135, by Harris of the Senate and Privett of the House, was read and considered.

Upon motion of Senator Harris, **SB 135** was advanced to engrossment.

Upon motion of Senator Harris, the rules of the Senate were suspended and **SB 135** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 135 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Garvin, Harris, Hope, Kerr, King, McColgin, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—28.

Nay: Cobb, Fine, Hamilton, McClendon, McSpadden.—5.

Excused: Grantham, Hall, Land, Walker.—4.

Not Voting: Bailey, Carrier, Field, Herndon, Mahan, Morford, Pitcher.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Garvin, Harris, Hope, Kerr, King, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—30.

Nay: Cobb, Hamilton, McClendon.—3.

Excused: Grantham, Hall, Land, Walker.—4.

Not Voting: Bailey, Carrier, Field, Herndon, Mahan, Morford, Pitcher.—7.

The emergency was declared passed.

SB 135 was referred for engrossment.

GENERAL ORDER

HB 528, by Briscoe of the House and McSpadden of the Senate, was read and considered.

Senator McSpadden, on behalf of Senator Land, moved to amend **HB 528**, line 5, page 1 and lines 1 and 2, page 2, by deleting after the word "State" line 5, page 1, the following: "Having an assessed valuation of not less than Two Hundred Million (\$200,000,000.00) Dollars and" which amendment was declared adopted.

Senator Harris asked to be shown excused until such time as he returns to the Chamber, which was the order.

Upon motion of Senator McSpadden, **HB 528**, as amended, was advanced to engrossment.

Upon motion of Senator McSpadden, the rules of the Senate were suspended and **HB 528**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 528 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Greer).—34.

Excused: Grantham, Hall, Harris, Land, Walker.—5.

Not Voting: Cartwright (Bryan), Herndon, Mahan, Pitcher, Wilson (Beckham).—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Greer).—34.

Excused: Grantham, Hall, Harris, Land, Walker.—5.

Not Voting: Cartwright (Bryan), Herndon, Mahan, Pitcher, Wilson (Beckham).—5.

The emergency was declared passed.

HB 528, as amended, was referred for engrossment.

Senator Harris asked to be shown present, which was the order.

GENERAL ORDER

SB 219, by Sandlin and King, was read and considered.

Senator Hamilton moved to amend **SB 219**, line 3, page 2, by striking the words, "LESSOR (name of lessor)" which amendment was adopted upon motion of Senator Sandlin.

Upon motion of Senator Sandlin, **SB 219**, as amended, was advanced to engrossment.

Upon motion of Senator Sandlin, the rules of the Senate were suspended and **SB 219**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 219 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Easterly, Field, Fine, Garvin, Harris, Kerr, King, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—27.

Nay: Baldwin, Cartwright (Seminole), Dacus, Hamilton, Herndon, Hope, McClendon, McColgin, McSpadden.—9.

Excused: Grantham, Hall, Land, Walker.—4.

Not Voting: Boecher, Collins, Mahan, Trent.—4.

The bill was declared passed.

Upon motion of Senator Sandlin, the emergency section to **SB 219** was ordered stricken and the title of the bill amended to conform.

SB 219, as amended, was ordered referred for engrossment.

President Pro Tempore Garvin presiding.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a.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:

SB 155—Game and Fish.

SB 223—State and Federal Government.

SB 231—State and Federal Government.

SB 239—State and Federal Government.

HB 610—Labor Relations—To Insurance by previous order.

HB 724—Roads and Highways.

DO PASS, as amended:

SB 216—Roads and Highways.

HB 524—Roads and Highways.

MESSAGE FROM THE HOUSE

Advising the appointment of House Conferees as follows:

Engrossed **HB 688**: Shipley, Chairman; Nichols, Howze, Burnham and Fogarty.

MESSAGES FROM THE HOUSE

Advising Conference granted on Engrossed **SB 20**, and naming House Conferees as follows: Bullard, Chairman; Roberts, Fuller, Nance, Larason.

President Pro Tempore Garvin, having been authorized to appoint Senate Conferees, appointed as the Conferees under the following Bills the Senators named:

SB 20: Senators Ritzhaupt, Trent, Cartwright (Seminole), Pazoureck and Morford.

HB 589: Senators Bailey, Collins, Breeden.

HB 553: Senators Field, Collins, Grantham.

HB 538: Senators Easterly, Wilson (Greer), McColgin.

HB 547: Senators Berrong, Land, Dacus.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 529**

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

MESSAGES FROM GOVERNOR

Advising approval by him, April 15, 1959, of Enrolled **SBs 23, 96, 183, 203**, entitled:

ENROLLED SENATE BILL NO. 23.

AN ACT PERTAINING TO INSURANCE; AMENDING SECTION 3610, ARTICLE 36, TITLE 36, PAGES 365 AND 366, OKLAHOMA SESSION LAWS 1957; PROVIDING THAT NO

FORM OR ENDORSEMENT AFFECTING FIRE, EXTENDED COVERAGE OR ALLIED LINES SHALL BE APPROVED UNTIL AT LEAST FORTY-FIVE (45) DAYS AFTER IT WAS FILED WITH THE BOARD AND NOTIFICATION GIVEN TO THE BUREAUS; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 96—
By Shoemake of the Senate and Murrow and Ruby of the House.

AN ACT PERTAINING TO DISABLED EX-SERVICE PERSONS; AMENDING 72 O. S. 1951, § 1 AND 6, THE "HAWKING AND PEDDLING LICENSE LAW," BY REQUIRING THE AFFIDAVIT PRESCRIBED THEREIN TO INCLUDE A STATEMENT OF NEED FOR SUCH LICENSE, BY REQUIRING SUCH LICENSE TO BE KEPT OF RECORD IN CERTAIN PUBLIC OFFICES, BY LIMITING THE DURATION OF SUCH LICENSES TO SIXTY DAYS, BY NULLIFYING ALL EXISTENT LICENSES SIXTY DAYS AFTER THIS ACT BECOMES EFFECTIVE, AND BY MAKING A VIOLATION A MISDEMEANOR AND PROVIDING A PENALTY THEREFOR; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 183
--By Insurance Committee.

AN ACT RELATING TO THE INVESTMENT OF FUNDS OF DOMESTIC INSURANCE COMPANIES; AMENDING SECTION 1616 OF TITLE 36, OKLAHOMA STATUTES ANNOTATED, THE SAME BEING SECTION 1616 OF ARTICLE 16 OF TITLE 36, SESSION LAWS 1957; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 203
—By Bailey of the Senate and Wolf, Clark, Greenhaw, Karnes, Lynch, Murrow, Poynor, Roberts and Shoemake of the House.

AN ACT RELATING TO EDUCATIONAL INSTITUTIONS; AUTHORIZING THE BOARD OF REGENTS OF THE UNIVERSITY OF OKLAHOMA TO LEASE CERTAIN LANDS OF THE UNIVERSITY TO THE OKLAHOMA NATIONAL GUARD, A DEPARTMENT OF THE STATE OF OKLAHOMA, ON WHICH TO CONSTRUCT AND MAINTAIN AN AVIATION MAINTENANCE SHOP HANGER AND RELATED FACILITIES; AND PROVIDING PROCEDURE THEREFOR.

As provided under the Payne motion, the Senate was declared adjourned to meet at 11:00 a.m., tomorrow.

Fifty-ninth Legislative Day

Thursday, April 16, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Ber-
rong, Boecher, Carrier, Cartwright (Bry-
an), Cartwright (Seminole), Cobb, Cow-
den, Dacus, Easterly, Field, Fine, Gar-
vin, Grantham, Hamilton, Harris, Hern-
don, Hope, Kerr, King, Land, McClen-
don, McColgin, McSpadden, Miskovsky,
Morford, Payne, Pazoureck, Pitcher,
Ritzhaupt, Sandlin, Shoemake, Stipe,
Tipps, Trent, Walker, Wilson (Beck-
ham), Wilson (Greer).—40.

Excused: Breeden, Collins, Hall, Ma-
han.—4.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain of the week, Reverend Robert W. Smith.

The Journal for the last legislative day was declared approved.

Senator Harris asked unanimous con-
sent, which was granted that Stephanie
Smay, young daughter of his Secretary,
be made an Honorary Journal Clerk for
this legislative day.

RESOLUTION

SCR 12 was introduced by Senator
Kerr, read at length as follows, adopted
upon his motion, and referred for en-
grossment:

SENATE CONCURRENT RESOLU-
TION NO. 12—By Kerr of the Senate
and Willis (Jackson), of the House.

A RESOLUTION TAKING COGNIZ-
ANCE OF THE FACT THAT SEVEN

PHYSICIANS IN JACKSON COUNTY,
OKLAHOMA HAVE PRACTICED
MEDICINE FOR MORE THAN FIFTY
YEARS COMMENDING THOSE
PHYSICIANS ON THEIR YEARS
OF SERVICE AND CONGRAT-
ULATING THEM ON RECENT COM-
MEMORATIVE CEREMONIES; AND
DIRECTING THAT COPIES OF THIS
RESOLUTION BE SENT TO INTER-
ESTED PERSONS.

WHEREAS, Dr. Edward A. Aber-
nethy, Dr. Hugh N. Bussey, Dr. Earl
W. Mabry, Dr. Raymond H. Fox, all of
Altus, Oklahoma, and Dr. Robert Z.
Taylor of Blair, Oklahoma, were hon-
ored by the citizens of their communi-
ties on April 6, 1959, by a ceremony
of tribute and appreciation, commemor-
ating the fifty years of service which
each of the above named physicians has
spent in the practice of medicine; and

WHEREAS, Dr. Emory S. Crow of
Olustee, Oklahoma, and Dr. L. H. Mc-
Connell of Altus, Oklahoma, have pre-
viously been so honored for practicing
medicine for more than fifty years; and

WHEREAS, The donation of one's
time and physical efforts for more than
half a century to that calling which
has as its objective the healing of one's
fellowman and the mitigation of hu-
man misery and suffering is most
worthy of the notice and approbation
of one's fellow citizens; and

WHEREAS, Contributions made
through the years to the communities
which they serve by these men who
have given their lives to the ministra-
tions of the ill and afflicted will cause
their names to be remembered with

undying gratitude by those who benefited, or whose loved ones were benefited, by the professional attentions of these healers; and

WHEREAS, The life of a Doctor is one of toil and tribulation, necessitating as it does the subordination of his personal interests and family life to the demands of the community which he serves, and those individuals who enter and pursue such a vocation of sacrifice and dedication are therefore deserving of the gratitude of the people of their State and community; and

WHEREAS, It is particularly appropriate that the duly elected Senators and Representatives of the people of the State of Oklahoma pay official tribute to these men who have each given over half a century to the practice of medicine.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE OKLAHOMA LEGISLATURE, THE HONORABLE HOUSE OF REPRESENTATIVES CONCURRING THEREON;

That Dr. Edward A. Abernethy, Dr. Hugh N. Bussey, Dr. Emory S. Crow, Dr. L. H. McConnell, Dr. Robert Z. Taylor, Dr. Earl W. Mabry and Dr. Raymond H. Fox are hereby commended on behalf of the people of the State of Oklahoma for their years of service in ameliorating the sufferings of their fellow human creatures, and are hereby congratulated on the honors recently done them; and

BE IT FURTHER RESOLVED That properly prepared copies of this Resolution be sent to each of the above named physicians, to the Oklahoma Medical Association and Altus Daily Times-Democrat, Altus, Oklahoma.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 528 and SBs 3, 135, 166 and 219 each correctly engrossed.

Engrossed SAs to and Engrossed HB 528, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed SBs 3, 135, 166 and 219 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:

SB 207 — Education — Coauthored by Dacus and Wilson (Greer)—To Appropriations and Budget by previous order.

SB 214 — Education — Coauthored by Dacus and Wilson (Greer)—To Appropriations and Budget by previous order.

SB 250—Privileges and Elections.

HB 579 — Education — Coauthored by Dacus and Wilson (Greer)—To Appropriations and Budget by previous order.

FIRST READING

The following bill was introduced and read the first time:

SB 261—By Ritzhaupt—An Act relating to taxation; apportioning to cities and towns five per cent (5%) of the revenue from gasoline, special fuel and gross production taxes now going to counties, for repair of streets and alleys; prescribing procedure therefor and maximum annual amount thereof; providing for severability; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 260—Education.

HB 561—Public Health, then to Appropriations and Budget.

HB 772—Public Health, then to Appropriations and Budget.

GENERAL ORDER

SB 157, by Land, was read and considered.

Senator Land asked unanimous consent that **SB 157** be ordered withdrawn from the Calendar and re-referred to the Committee on Revenue and Taxation for further study, which was the order.

Upon request of Senator Wilson (Beckham), the Senate was declared at case.

The Senate was called to order by President Pro Tempore Garvin.

GENERAL ORDER

SB 229, by Payne of the Senate and Cole of the House, was read and considered.

Senator Hamilton moved to amend **SB 229**, line 5, page 2, by inserting a new section to be numbered as Section 4. "Section 4. This Act shall not repeal any of the provisions of 68 O. S. 1951, Chapter 18, Section 677," and renumbering the remaining sections in consecutive order, which amendment by unanimous consent upon request of Senator Payne was declared adopted.

Senator Payne moved to amend **SB 229**, line 7, page 3, by adding a new Section 5 as follows: "Section 5. The provisions of this Act shall not apply to cleaning solvents, aviation fuels or fuels used by vehicles under the jurisdiction of the Federal Government," and renumbering the remaining sections in consecutive order, which amendment was declared adopted.

Upon motion of Senator Payne, **SB 229**, as amended, was advanced to engrossment.

Upon motion of Senator Payne, the rules of the Senate were suspended, and **SB 229**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Payne asked unanimous consent that further consideration of **SB**

229 be deferred until some future legislative day, which was the order.

Senator Baldwin presiding.

Senator Hamilton presiding.

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

MOTION TO RECONSIDER VOTE

Senator Baldwin asked for consideration of his motion to reconsider the vote by which **SR 40** was adopted on the last legislative day.

Senator Allen moved that the Baldwin motion be tabled, which motion was declared failed of adoption.

The vote occurring on the Baldwin motion—to reconsider the vote by which **SR 40** was adopted—it was declared adopted upon a roll call as follows:

Aye: Baldwin, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Hamilton, Harris, Land, McClendon, McSpadden, Miskovsky, Ritzhaupt, Trent, Walker, Wilson (Greer).—20.

Nay: Allen, Bailey, Berrong, Easterly, Garvin, Grantham, Herndon, Hope, Kerr, King, McColgin, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Wilson (Beckham).—19.

Excused: Breeden, Collins, Hall, Mahan.—4.

Not Voting: Stipe.—1.

Senator Baldwin moved that further consideration of **SR 40** be indefinitely postponed.

Senator Allen, as a substitute, moved that further consideration of **SR 40** be deferred until some future legislative day.

Senator Baldwin asked unanimous consent, which was granted, to withdraw his motion to indefinitely postpone further consideration of **SR 40**.

Senator Baldwin moved **SR 40** be tabled.

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

Following considerable discussion, President Pro Tempore Garvin raised a point of order, which was sustained, stating when the vote was reconsidered by which **SR 40** was adopted, it placed the Resolution before the Senate for further consideration.

Senator Bailey moved that the Senate adjourn, which motion failed of adoption.

Senator Baldwin asked unanimous consent, which was granted, to withdraw his motion to table **SR 40**.

Senator Baldwin moved that **SR 40** be adopted.

Senator Allen moved to table the Baldwin motion.

Senator King raised a point of order against further consideration of **SR 40**, citing Rule 20, which was overruled.

The vote occurring on the Allen motion, it was declared failed of adoption.

Senator Allen, as a substitute, moved that further consideration of **SR 40** be deferred until some future legislative day.

Senator Miskovsky, in lieu of all pending motions, moved that further consideration of **SR 40** be indefinitely postponed, which motion was declared adopted.

President Pro Tempore Garvin presiding.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Allen moved that the vote be reconsidered by which further consideration of **SR 40** was indefinitely postponed.

Senator Mahan moved that the rules of the Senate be suspended for the purpose of immediately considering the Allen motion to reconsider the vote by which further consideration of **SR 40** was indefinitely postponed, which motion was declared adopted.

Senator Hope asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Allen asked unanimous consent, to which Senator Hamilton objected, to withdraw his motion to reconsider the vote by which consideration of **SR 40** was indefinitely postponed.

Senator Miskovsky moved to table the Allen motion, which motion was declared adopted.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, April 20, as provided under the Rules, which motion was declared adopted.

FIRST READING

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

SB 262—By Trent—An Act relating to hunting and fishing; amending 29 O. S. 1951, § 213, as amended by Section 1, Chapter 2c, Title 29, Page 124, Oklahoma Session Laws 1953 (29 O. S. Supp. 1957, § 213); providing that certain persons shall not be required to purchase or hold a license to hunt or fish in this state, but requiring in lieu thereof a license exemption permit to be issued free of charge by the Department of Wildlife Conservation; providing conditions and procedures for the issuance of said permit; providing that said permit shall be valid only for the person to whom issued and shall be nontransferable; authorizing the Department of Wildlife Conservation to prescribe the form for said permit, but requiring certain information thereon; and directing said department to issue duplicate permits free of charge under certain conditions.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 12 correctly engrossed.

Engrossed **SCR 12** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Wilson (Beck-

ham) motion, President Pro Tempore | meet at 1:30 p. m., Monday, April 20.
Garvin declared the Senate adjourned to | 1959.

Sixtieth Legislative Day

Monday, April 20, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—44.

The President declared a quorum present.

Prayer was offered by the Chaplain, Reverend Howard Bush, Pastor of the First Methodist Church, Ardmore.

Senator Miskovsky introduced William H. Taylor, 1101 N. E. 10th Street, Oklahoma City, a student of Dunbar School, sponsored by Eleanor Roosevelt Democratic League, and asked that he be made an Honorary Page, which was the order.

Senator Stipe moved that William H. Taylor be made a Page for this legislative week, which motion was declared adopted.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 549—Insurance—To Appropriations and Budget by previous order.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 555—By Langley, McCarty, Reneau, Karnes, Andrews, Avey, Bradley (Tulsa), Buckler, Clark, Cole, Craig, Daugherty, Davis, Dolezal, Dyer, Fogarty, Forsythe, Garrison, Graves, Greenhaw, Hall, Hopkins, Howard, Howe, Hurst, Inman, Johnston, Jones, Jumper, Levergood, Lynch, McCune, McGahey, Mitchell, Murrow, Nichols, Odom (McIntosh), Patterson, Poynor, Richeson, Rogers, Sare, Shipley, Skaggs, Spear, Stewart, Traw, Van Hooser, Wilkerson, Willis (Cherokee), and Wolf of the House and Bailey, Cowden, Miskovsky, Fine, Walker, Trent, Hamilton, McClendon, Easterly, King, Kerr, Morford, Allen, Land and Sandlin of the Senate—An Act relating to the public schools of Oklahoma; amending 70 O. S. 1951, § 18-4, Subdivision 1, Paragraphs c and e, as amended, dealing with teacher salary schedules; fixing effective date of act; and declaring an emergency.

HB 736—By Reneau—An Act prohibiting loitering about any private dwelling with the intent to secretly look upon

the occupants of said building; making same a misdemeanor; and declaring an emergency.

HB 768—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act continuing the appropriation made to the State Board of Public Affairs from the public building fund by Senate Bill No. 147, Regular Session of the Twenty-sixth Oklahoma Legislature; providing for the expenditure of funds for the purpose of making capitol improvements and extra-ordinary repairs and maintenance of the capitol building and grounds and other state agencies; making the appropriation non-fiscal; making the provisions of this Act severable; and declaring an emergency.

HB 776—By Richardson, Clark, Burnham, Meacham, Watkins, Green, Lance, Howe, Howze, Lynch and Moad—An Act relating to water and water rights; amending 82 O. S. 1951, § 91, which provides for appropriation of waters by the United States; providing for notice of intent to utilize specified unappropriated waters to be filed with the Oklahoma Water Resources Board; providing that failure to file plans for proposed works to utilize waters included in such notice within three (3) years and failure to begin proposed work within eight (8) years after filing of plans and providing for extension of time under certain conditions, shall subject such waters to general appropriation; providing for appropriation of certain waters on streams under withdrawal by the United States; extending period of withdrawal under National Emergency; providing for severability; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising that House Conferees have

been named on Engrossed House Bills as follows:

HB 589: Baggett, Poynor and Ford.

HB 553: Davis, Etling and Meacham.

HB 538: Shipley, Shoemake and Wilkerson.

HB 547: Cole, Sparks and Richeson.

Senator Field presiding.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 531, 532 and 533.**

By unanimous consent, upon request of Senator Baldwin, **HCR 532** was considered, read at length as follows, and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 532 — By Goodfellow and Kardokus of the House, and Baldwin of the Senate.

A HOUSE CONCURRENT RESOLUTION CONGRATULATING AND COMMENDING THE STUDENTS OF CARNEGIE HIGH SCHOOL UPON WINNING NUMEROUS CONTESTS IN INDUSTRIAL ARTS EXHIBITS AT OKLAHOMA STATE UNIVERSITY.

WHEREAS, the annual industrial arts contest and exhibits, featuring displays of the shop crafts from some thirty high schools throughout the State of Oklahoma, was held in Stillwater on Friday, May 9, 1958; and

WHEREAS, the students of Carnegie High School won the highest number of points and the biggest share of honors at the exhibit by capturing eleven top medals at the exhibit and were awarded the coveted "Sweepstakes" plaque as the top ranking school in Oklahoma, reflecting a great honor upon themselves, upon their school, and upon their instructor in industrial arts, Robert K. Phelps; and

WHEREAS, the following students of the Carnegie High School were winners

of awards in the contest and are particularly deserving of honorable mention.

In Wrought Iron: Ross Wood, first place.

In Upholstering: Gene Gee, third; Roy Harris, Honorable Mention.

In Woodworking: Duane Dyer, first; Charles Steckman, Honorable Mention.

In Plastics: Herbert Redbird, second; Charles Steckman, third; and Darrell Klusmeyer, Honorable Mention.

In Woodturning: Duane Dyer, first; Charles Steckman, second; and Charles Swanda, Honorable Mention.

In Art Metal: Darrell Schmidt, first; and Robert Steckman, third.

In Plastics, Junior High: Robert Steckman, second; Doyne Cook, third; and Dennis Swanda, Honorable Mention.

In Upholstering, Junior High: Jerry Patterson, Honorable Mention.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE, THE HONORABLE SENATE CONCURRING HEREIN, that this Honorable Body congratulate and commend the students of the Carnegie High School and particularly the industrial arts department of said school, upon the splendid achievements in state-wide competition which has been evidenced by the above named students of the said Carnegie High School.

BE IT FURTHER RESOLVED that each of the above named students of the Carnegie High School and their instructor be furnished with an authenticated copy of this Resolution as a token of the sentiments herein expressed, and that a copy also be supplied the school for its trophy case.

HCR 532 was properly signed and ordered returned to the Honorable House.

By unanimous consent, upon request of Senator Baldwin, HCR 533 was considered, read at length as follows, and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 533 — By Goodfellow and Kardokus of the House and Baldwin of the Senate.

A CONCURRENT RESOLUTION CONGRATULATING THE BROXTON BASEBALL TEAM, THEIR PARENTS AND SUPERINTENDENT, MR. HOMER TANNER, FOR ACHIEVEMENTS IN THE FIELD OF BASEBALL; DIRECTING THAT COPIES OF THIS RESOLUTION BE DELIVERED TO MEMBERS OF THE BROXTON BASEBALL TEAM AND TO SUPERINTENDENT HOMER TANNER.

WHEREAS, the Broxton baseball team has achieved a brilliant series of victories culminating in the winning of the Fall State Tournament held in Oklahoma City and the Spring State Tournament held in Shawnee, bringing glory to their community, their school, their parents and themselves; and

WHEREAS, their record for clean sportsmanship, fair play and skill merits the respect and acclaim of all of the people of Oklahoma; and

WHEREAS, their victorious championships have demonstrated the rugged self-reliance, clean sportsmanship and courage characterizing Oklahoma Youth; and

WHEREAS, the Broxton baseball team typifies the Sooner tradition of fair play and athletic skill and is deserving of commendation by this Legislature:

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

SECTION 1. That Ron Webber, Gerald Carter, Ira Sawyer, Joe Burl Remy,

Roy Brown, Bobby Stone, Russell Brown, Leon Sawyer, Skip Tanner, Ronnie Whorton, Robert Jones, Pat Holland and their rightfully proud parents and Superintendent, Mr. Homer Tanner, be congratulated and have the acclaim of all of the people of the State of Oklahoma for their fine achievements.

SECTION 2. That a copy of this Resolution be spread upon the pages of the permanent journals of the House of Representatives and Senate of the Twenty-seventh Legislature as a lasting record of the sentiments herein expressed.

SECTION 3. That a duly authenticated copy of this Resolution be delivered to each of the above-named persons as a token of the sentiments herein expressed.

HCR 533 was properly signed and ordered returned to the Honorable House.

By unanimous consent, upon request of Senator Grantham, **HCR 531** was considered, read at length as follows, and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 531—By Howe, Craig, Shoemake, Tinker and Green of the House, and Grantham and Mahan of the Senate.

A RESOLUTION MEMORIALIZING CONGRESS TO PROVIDE THE WAYS AND MEANS OF CONSTRUCTING THE KAW DAM AND RESERVOIR PROJECT UPON THE CENTRAL ARKANSAS RIVER BASIN.

WHEREAS, That geographic area of North Central Oklahoma lying within the boundaries of Kay and Osage Counties possesses a natural drainage basin caused by the confluence of the Arkansas River, the Walnut River, and the Little Beaver and Beaver Creeks; and

WHEREAS, The construction of the Kaw Dam and Reservoir on the main stem of the Arkansas river in Kay and Osage Counties, Oklahoma, would provide the multifold benefits of flood con-

trol, development of hydroelectric power, and other allied purposes; and

WHEREAS, This area, designated as the Central Arkansas River Basin, has in recent years developed a great need for additional water resources in order to supply increasing demands of its industrial, agricultural and household users; and

WHEREAS, Studies of this great basin area reveal that construction of the Kaw Dam, impounding the waters of the above streams and providing a reservoir with a 1,400,000 acre feet storage capacity, would be capable of adequately supplying the needs of this area; and

WHEREAS, This reservoir when constructed will bring an additional \$3,000,000 annually in business for North Central Oklahoma and South Central Kansas due to a growth of industrial and recreational activities; and

WHEREAS, The construction of the Kaw Dam and Reservoir would provide a sound long-range investment in the general welfare of the area, the State and the Nation.

NOW THEREFORE, BE IT RESOLVED BY THE HOUSE OF THE TWENTY - SEVENTH OKLAHOMA LEGISLATURE, THE HONORABLE SENATE CONCURRING THEREIN:

SECTION 1. That we respectfully request the 86th Congress of the United States, now assembled in its First Session, to provide the ways and means to initiate construction of the Kaw Dam and Reservoir on the main stem of the Arkansas River in Kay and Osage Counties of the State of Oklahoma in the direct interest of flood control, hydroelectric power, navigation, water storage and conservation and other allied purposes.

SECTION 2. That the Corps of Engineers, U. S. Army Engineer District, Tulsa, is urged to expedite all engineering and planning necessary for the

construction of the Kaw Dam and Reservoir for the benefit of the entire State of Oklahoma and the United States of America.

SECTION 3. That duly authenticated copies of this Resolution be transmitted to each member of the Oklahoma Congressional delegation.

SECTION 4. That six copies of this Resolution be delivered to representatives of the Corps of Engineers, U. S. Army Engineer District, Tulsa, at the Public Hearing to be held in Ponca City, Oklahoma, in the Ponca City Junior High School Auditorium, located at 6th and Grand, beginning at 1:00 p.m. on April 24, 1959.

HCR 531 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Senator Hope asked unanimous consent that **SB 40**, by Hope and Bailey of the Senate and Ruby and Davis of the House, be ordered withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget for further study, which was the order.

FIRST READING

The following bills were introduced and read the first time:

SB 263—By Miskovsky—An Act relating to unfair sales of cigarette and tobacco products; amending Title 15, Oklahoma Statutes, 1951, Section 599.3; prohibiting rebates; defining advertisement and offer to sell; and fixing penalties; and declaring an emergency.

SB 264—By Allen of the Senate and Davis, Lance and Clark of the House—An Act relating to education; amending 70 O. S. 1951 § 2071 and 2072; providing for building construction by Oklahoma College for Women; and the issuance of bonds therefor, by: broadening the class of structures for which bonds may be issued; specifying the income

and revenues from which bonds may be paid; authorizing issuance of either a single bond or serial bonds for the aggregate amount of an issue; making provisions of the Act severable; and declaring an emergency.

SB 265—By Bailey of the Senate and Poynor and Wolf of the House—An Act relating to food and drugs; amending 63 O. S. 1951, § 295.6C, items 8r and 20r, which relate to milk room construction and cooling of fluid market milk, by excepting certain barns from restriction of item 8r, and by changing temperature to which milk must be cooled; and declaring an emergency.

SB 266—By Trent and McClendon—An Act relating to the common schools; amending 64 O. S. 1951 § 51; providing for increase in earnings of commissioners of the Land Office and requiring a part of funds received by districts from earnings of commissioners of the Land Office to be used for school lunches at lower cost to pupils; and declaring an emergency.

SECOND READING

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

SB 261—Revenue and Taxation.

SB 262—Game and Fish.

THIRD READING

Senator Mahan asked unanimous consent, which was granted, to reconsider the vote by which **SJR 21** was considered engrossed and placed upon third reading and final passage.

Senator Mahan asked unanimous consent, which was granted, to reconsider the vote by which **SJR 21** was advanced to engrossment and third reading.

GENERAL ORDER

SJR 21, by Mahan and Miskovsky, was considered further.

Senator Allen moved to amend **SJR**

21, line 15, page 3, by adding after the word, "application," and before the word, "it," the following: "and upon approval by a majority vote of the members of the House in regular session of the legislature of which the same is a committee or a majority vote of both Houses if same be a joint committee."

Senator Mahan moved to table the Allen amendment, which motion was declared failed of adoption.

The vote occurring on the Allen amendment, it was declared adopted.

Senator Berrong asked that the record show Senator Dacus excused until such time as he returns to the Chamber, which was the order.

Senator Allen moved to amend **SJR 21**, line 2, page 3, as follows: By striking the wording after the word, "Legislature," and before the word, "shall," on line 3, page 3, and substituting the following: "either House of the Legislature may by a majority vote of its members or by joint resolution provide that any legislative committee or committees," which by unanimous consent he withdrew.

Upon motion of Senator Mahan, **SJR 21**, as amended, was advanced to engrossment.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **SJR 21**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 21 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cowden, Field, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford,

Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Easterly, Hamilton, Walker.—3.

Excused: Dacus.—1.

Not Voting: Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, McClendon, Sandlin.—8.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cowden, Field, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Easterly, Hamilton, Walker.—3.

Excused: Dacus.—1.

Not Voting: Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, McClendon, Sandlin.—8.

The emergency was declared passed.

SJR 21, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Miskovsky asked for consideration of his motion to reconsider the vote by which **SB 69** failed of passage.

Senator Mahan asked unanimous consent that further consideration of **SB 69** be extended for another legislative day, which was the order.

Senator Hamilton presiding.

GENERAL ORDER

SB 223, by Easterly, was read and considered.

Upon motion of Senator Easterly, **SB 223** was advanced to engrossment.

Upon motion of Senator Easterly, the rules of the Senate were suspended, and

SB 223 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 223 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Easterly, Field, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Dacus.—1.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Fine, Garvin, Harris, Mahan, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Easterly, Field, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Dacus.—1.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Fine, Garvin, Harris, Mahan, Stipe.—7.

The emergency was declared passed.

SB 223 was referred for engrossment.

GENERAL ORDER

SB 250, by Field of the Senate and Andrews of the House, was read and considered.

Upon motion of Senator Field, **SB 250** was advanced to engrossment.

Upon motion of Senator Field, the rules of the Senate were suspended, and **SB 250** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 250 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Cowden, Easterly, Field, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham).—31.

Nay: Fine, McClendon, Trent, Walker, Wilson (Greer).—5.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins, Garvin, Grantham, Harris, Stipe.—7.

Excused: Dacus.—1.

The bill was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Cowden, Easterly, Field, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham).—31.

Nay: Fine, McClendon, Trent, Walker, Wilson (Greer).—5.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins, Garvin, Grantham, Harris, Stipe.—7.

Excused: Dacus.—1.

The emergency was declared passed.

SB 250 was referred for engrossment.

GENERAL ORDER

SB 216, by Trent, Herndon, McClen-

don, McSpadden and Harris of the Senate and Inman and Cooksey of the House, was read and considered.

Senator McSpadden asked to be made a co-author of **SB 216**, which was the order.

Upon motion of Senator Trent, **SB 216** was advanced to engrossment.

Upon motion of Senator Trent, the rules of the Senate were suspended and **SB 216** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 216 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: King.—1.

Excused: Dacus.—1.

Not Voting: Bailey, Cartwright (Bryan), Cartwright (Seminole), Harris, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: King.—1.

Excused: Dacus.—1.

Not Voting: Bailey, Cartwright (Bryan), Cartwright (Seminole), Harris, Stipe.—5.

The emergency was declared passed.

SB 216 was referred for engrossment.

GENERAL ORDER

SB 231, by Sandlin, was read and considered.

Upon motion of Senator Sandlin, **SB 231** was advanced to engrossment.

Upon motion of Senator Sandlin, the rules of the Senate were suspended and **SB 231** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 231 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Carrier, Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Pitcher.—1.

Excused: Dacus.—1.

Not Voting: Bailey, Boecher, Cartwright (Bryan), Cartwright (Seminole), Harris, Herndon, King, Mahan, Stipe.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Carrier, Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land,

McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Pitcher.—1.

Excused: Dacus.—1.

Not Voting: Bailey, Boecher, Cartwright (Bryan), Cartwright (Seminole), Harris, Herndon, Mahan.—7.

The emergency was declared passed.

SB 231 was referred for engrossment.

GENERAL ORDER

SB 52, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, SB 52 was advanced to engrossment.

Upon motion of Senator Hope, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cobb, Collins, Cowden, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Breeden, Easterly.—2.

Excused: Dacus.—1.

Not Voting: Bailey, Cartwright (Bryan), Cartwright (Seminole), Harris, Land, Morford, Shoemake.—7.

The bill was declared passed.

On the question of passage of emer-

gency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cobb, Collins, Cowden, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Breeden, Easterly.—2.

Excused: Dacus.—1.

Not Voting: Bailey, Cartwright (Bryan), Cartwright (Seminole), Harris, Land, Morford, Shoemake.—7.

The emergency was declared passed.

SB 52 was referred for engrossment.

GENERAL ORDER

SB 161, by Wilson (Greer) of the Senate and Ham and Cox of the House, was read and considered.

Senators Mahan, Pitcher, Hope, Cowden, Tipps, Baldwin, Carrier, Boecher, Ritzhaupt, Sandlin, Stipe, Payne, Field, King, Fine, McColgin, Collins, Grantham, Cobb, Kerr, Cartwright (Seminole) and Berrong asked to be made co-authors of SB 161, which was the order.

Upon motion of Senator Wilson (Greer), SB 161 was advanced to engrossment.

Upon motion of Senator Wilson (Greer), the rules of the Senate were suspended and SB 161 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 161 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Grantham, Hamilton, Herndon,

Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Dacus.—1.

Not Voting: Allen, Bailey, Cartwright (Bryan), Garvin, Hall, Harris, Miskovsky, Morford, Shoemake.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Grantham, Hamilton, Herdon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Dacus.—1.

Not Voting: Bailey, Cartwright (Bryan), Garvin, Hall, Harris, Miskovsky.—6.

The emergency was declared passed.

SB 161 was referred for engrossment.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn, which motion prevailed.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read for the first time:

SB 267—By Morford of the Senate—An Act amending Title 68 O. S. 1951

Section 34 by adding a provision for the exemption of Homestead exemptions for school levy in all school districts receiving state equalization aid; and declaring an emergency.

SB 268—By Baldwin—An Act relating to liquefied petroleum gas; amending Section 9, Chapter 8, Title 52, Page 225, Oklahoma Session Laws 1953 (52 O. S. Supp. 1957, § 420.9) which prescribes regulations for sales and transportation of liquefied petroleum gas, by requiring certain minimum storage facilities; and declaring an emergency.

SB 269—By Shoemake of the Senate and Ruby, Spraker and Haworth of the House—An Act relating to parks and recreational areas; making an appropriation to Greenleaf State park; stating the purpose; making appropriation non-fiscal; providing for severability; and declaring an emergency.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 723**.

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 **HCRs 524** and **530**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

As provided under the Payne motion, the Senate was declared adjourned to meet at 1:30 p. m., tomorrow.

Sixty-first Legislative Day

Tuesday, April 21, 1959

Pursuant to adjournment, the Senate met at 1:30 p. m. and was called to order by Senator Wilson (Greer), authorized by the President Pro Tempore so to do.

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Baldwin, Cobb, Field, Garvin, Herndon, Miskovsky.—6.

The Presiding Officer declared a quorum present.

Prayer was offered by the Chaplain.

Senator Allen asked unanimous consent, which was granted, that the following named Girl Scouts of Troop 153, Chickasha, be made Honorary Working Pages for this legislative day: Tinker Shreves, Betty Dawson, Ann Miracle, Mignon King, Vicki Wharton, Glenda Hines, Lucretia Pace, Myrna Null, Margaret Cowen, Sue Tatum and Susan White.

Senator Tipps asked unanimous consent, which was granted, that David Wallace Smith of Ardmore be made an Honorary Page for this legislative day.

Senator Trent, on behalf of Senator Baldwin, asked unanimous consent that Shirley Franklin, Lookeba, representing her Highschool Group, be made

an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

It being voiced by members of the Senate of their desire to accept the invitation of the Dean of the Senate, Senator Ritzhaupt, to be his guests at the 89ers Celebration in Guthrie tomorrow, April 22, Senator Fine advised that a Chartered Bus, for the conveyance of the members to Guthrie and their return, would be at the north entrance of the State Capitol at 9:00 a.m., tomorrow, leaving in time for the 10:00 o'clock Parade, with lunch at The American Legion Hut, and returning to the Capitol for the convening of the Senate at 2:30 p.m.

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 128—Judiciary—To Business and Industry by reporting Committee.

SB 232—Revenue and Taxation.

SB 233—Revenue and Taxation.

SB 234—Criminal Jurisprudence.

HB 769—Judiciary.

DO PASS, as amended:

SB 157—Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 21, SBs 52, 161, 216, 223, 231 and **250** each correctly engrossed.

Engrossed **SJR 21** and Engrossed **SBs 52, 161, 216, 223, 231** and **250** 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 270—By Field—An Act relating to motor vehicles; amending 47 O. S. 1951, § 116.1, paragraph (5), as amended, which pertains to size, weight and load limits of motor vehicles; substituting a limit of six hundred fifty pounds per inch of width of tire, for the present limit of thirty-five hundred pounds above the axle load limit, for certain unloaded but overweight vehicles; and declaring an emergency.

SB 271—By Senate Committee on Insurance—An Act relating to insurance which would give minority stockholders of domestic casualty and fire insurance companies the right to demand cumulative voting in certain instances; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 263—Business and Industry.

SB 264—Education

SB 265—Public Health.

SB 266—Education.

SB 267—County Government.

SB 268—Oil and Gas.

SB 269—Parks and Recreation, then Appropriations and Budget.

HB 555—Education.

HB 736—Judiciary.

HB 768—Appropriations and Budget.

HB 776—Planning and Resources.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 518—By Forsythe, Bradley (Tulsa), McGahey, McCune and Graves—A joint resolution directing the Secretary of State to refer to the people for their approval or rejection, a proposed amendment to Article X, Oklahoma Constitution, by adding thereto a new section to be known as Section 9A of said Article X, authorizing an additional county ad valorem tax levy not exceeding two and one-half mills on the dollar of assessed valuation for a department of health, and ordering a special election.

HB 699—By McGahey—An Act pertaining to fees of official reporters; repealing Section 3, Chapter 4, Title 20, Page 88, Oklahoma Session Laws 1953 (20 O. S. Supp. 1957, §111); and all conflicting Acts and parts of Acts; amending 20 O. S. 1951, §§ 110, 111 and 112, by increasing transcript fees of reporters of district courts to one dollar (\$1.00) and providing the same fees for industrial commission and superior court reporters; providing for severability; and declaring an emergency.

HB 752—By McCarty, Bradley (Tulsa), Garrison, Skeith, Sparks, Cook, Forsythe, Cartwright, Etling, McGahey, Tinker, Haworth, Hopkins, Poynor, Wolf, Mitchell, Bond (Stephens), Williams (Murray), Howard, Langley, Larason, Howze, Stewart, McCune, Allard, Johnston, Daugherty, Arrington, Inman, Skaggs, Daniel, Foster, Wilcox, Andrews, Rogers, Hall, Baggett, Camp, Shibley, Nichols, Bouse, Willis, (Jackson), Moad, Buckler, Bower, Kardokus, Lance, Hurst, Roberts, Ham, Cooksey, Fuller, Spear, Briscoe, Karnes, Taliaferro, Ford, Richardson, Cole, Van Hooser, Craig, Fogarty, Reneau, Shipley, Patterson, Green and Lynch of the House and Collins, McSpadden, Field, Cartwright (Seminole), Harris, Cowden, Carrier, Baldwin, Easterly, Hope, Miskovsky and McColgin of the Senate—An Act relating to motor vehicles; amending Title 47, Oklahoma Statutes, 1951,

Section 22.5, Paragraph 8, and Section 116.3 as amended and Title 47, Oklahoma Statutes, 1951, Section 116.1 as amended: Increasing registration fees for motor vehicles, increasing weight limits for loads of motor vehicles, and changing formula as to sizes and weights of motor vehicles.

HB 697 — By Haworth, Avey, Johnston, Spraker, Cole, Briscoe, Dolezal, Forsythe, Garrison, Hurst, Lance, Lynch, Nichols, Poynor, Rogers, Shibley, Sparkman, Wheatley, Willis (Jackson) and Wolf. An Act relating to the profession of dentistry; stating the object and purpose; defining certain terms; creating "the registered dentists of Oklahoma"; designating its power and authority; providing qualifications of its membership; providing that present legally licensed dentists shall be members; creating the Board of Governors of the Registered Dentists of Oklahoma; providing for their nomination and election, qualifications, and compensation; providing for election or appointment of officers of said board of governors, their qualifications, duties, and compensation; providing for annual and special meetings; granting authority to hire employees and determine their salaries and duties; providing appointive power of board of governors; providing that "the registered dentists of Oklahoma" shall be governed by "The Board of governors of the registered dentists of Oklahoma"; defining the practice of dentistry; requiring dentists to furnish written work orders to dental laboratories or dental laboratory technicians and prescribing certain conditions; exempting dentists from jury duty; requiring a license to practice dentistry, providing for examinations, fees and qualifications; providing for specialization and requiring special license and examination and fee; providing for licensing of dentists from other states without examination under certain conditions; providing for the training of in-

terns and a one year permit therefor; regulating and approving the paces of internship and residencies; providing for the revocation of intern permits under certain conditions; providing for annual permits to staff members of dental schools in this state under certain conditions; providing rules of professional conduct, prohibiting certain practices; providing penalties for violation of this Act; making the writ of injunction, without bond, available to the board of governors for enforcement of this Act; requiring dentists and dental hygienists to register license or certificate with county clerk, under certain conditions and to display said license or certificate and annual renewal certificate at place of employment; prohibiting practice of dentistry or dental hygiene by corporations or under any name except dentist's own name; prohibiting the hiring of unlicensed or unregistered persons; prohibiting advertising or soliciting dental patronage; prohibiting ownership or managing of offices for practice of dentistry with employed dentist except by licensed practicing dentist; providing the board of governors shall have power to revoke or suspend the license of any dentist under certain conditions and providing procedure therefor; providing for appeal to Supreme Court; providing for reinstatement by board of governors under certain conditions; providing the grounds for revocation or suspension of license to practice dentistry; prohibiting the practice of dental hygiene except by persons holding a certificate of ability, providing for examination of persons desiring to practice dental hygiene, providing a fee therefor, establishing qualifications and educational requirements; providing for employment of dental hygienist by licensed dentist, stating the limitation in which a dental hygienist may practice and providing limitations on employment of dental hygienist; providing rules of conduct for dental hygienist and prohibiting certain practices,

providing penalty for violation thereof; providing for revocation or suspension of certificate of ability of dental hygienist under certain conditions, and providing procedure therefor, providing for appeal to Supreme Court; providing grounds for revocation or suspension of certificate of ability of dental hygienist; defining dental laboratory and dental laboratory technician; providing for issuing of permits to dental laboratories in existence on effective date of this Act, under certain conditions; granting board of governors of registered dentists authority to issue permits to dental laboratories under certain conditions; prohibiting the beginning of operation of dental laboratory after effective date of the Act, without permit, providing a fee for permits, requiring an annual permit, requiring notification of board of governors of change of ownership or location; providing rules of conduct for dental laboratories and dental laboratory technicians and prohibiting certain practices, providing penalty for violation thereof; requiring dental laboratory or dental laboratory technician to have written work order from licensed dentist before performing dental laboratory technology and forms and procedures therefor, allowing board of governors or its agent to inspect such work orders and laboratories, and providing penalties for violation; providing for appeals to Supreme Court and the procedure therefor, prohibiting other courts from having jurisdiction; providing for hearings before the board of governors of registered dentists, for suspension or revocation of license, permits of certificates, providing the procedure therefor, granting the board of governors the power to subpoena witness under certain conditions; granting the board of governors authority to conduct investigations under certain conditions and to enforce the provisions of this Act; members of board of registered dentists shall have power to administer oaths and issue subpoenas

as provided in this Act; providing for notice of persons complained against before board of governors and prescribing type and method of said notice, and granting certain rights of defense; requiring a record of all hearings be preserved; granting board of governors authority to make rules of procedure subject to limitation of this Act; providing for annual registration fee for dentists and dental hygienist under certain conditions and providing for cancellation of license for failure and prescribing procedure for annual registration; providing for deposit and uses of all funds collected by board of governors; requiring board of governors to make annual report to governor showing receipts and disbursement; providing penalty for practice of dentistry or dental hygiene or operation of dental laboratory after revocation of license, permit or certificate; prohibiting advertising to general public, selling or offering products or services; repealing 59 O. S. 1951, Chapter 7, as amended by 59 O. S. Supp. 1957 §§ 234, 243, 246, 248, 271, 272, 273, 274, 275, 277, 277a, 278, 280, 312, 323 and 324 and all other laws or parts of laws in conflict herewith are hereby repealed; making the provisions of this Act severable; and declaring an emergency.

HB 738—By Ogden, Lollar, Huser and Haworth of the House and Wilson (Beckham) of the Senate—An Act relating to general assistance, commodity distribution and emergency relief; stating the purpose; making appropriation for carrying out provisions of House Bill No. 530 of the 1957 Legislature; authorizing the Oklahoma Public Welfare Commission to transfer from the state assistance fund, prior to allocation of funds as provided by law to the various categories of assistance, funds sufficient to carry out the terms and provisions of House Bill No. 530 of the 1957 legislature; directing budget officer to recognize such request of transfer from Okla-

homa Public Welfare Commission and to make such transfer prior to allocation of funds to various categories of assistance; making the provisions of this Act severable; fixing the effective date of Act.

The above numbered **HBs** and **HRS** were read for the first time.

GENERAL ORDER

Senator Land asked unanimous consent that **HB 739** by Howard, et al, be ordered withdrawn from the Calendar and re-referred to the Judiciary Committee, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Hope, the Senate concurred in **HAs** to **SB 26**.

Senator Stipe asked unanimous consent that further consideration of **SB 26** be deferred for this legislative day, which was the order.

Upon motion of Senator Hope, the Senate concurred in **HAs** to **SB 31**.

SB 31, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cobb, Field, Garvin, Herndon, Miskovsky.—6.

Not Voting: Cartwright (Bryan), Stipe.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cobb, Field, Garvin, Herndon, Miskovsky.—6.

Not Voting: Cartwright (Bryan), Stipe.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senators Garvin and Baldwin asked to be recorded present, which was the order.

GENERAL ORDER

SB 239, by Breeden, was read and considered.

Senator Bailey moved to amend **SB 239**, lines 7 and 8, page 1, by striking the words, "and medical supplies," which amendment was declared failed of adoption.

Senator Hall moved to amend **SB 239**, line 2, page 2, by striking after the word, "agency," the remainder of line 2 and all of lines 3 and 4, which amendment was tabled upon motion of Senator Hamilton.

Senator Hall moved that **SB 239** be referred to the Committee on Public Health, which motion was tabled upon motion of Senator Breeden.

Upon motion of Senator Breeden, **SB 239** was advanced to engrossment.

Upon motion of Senator Breeden, the rules of the Senate were suspended and **SB 239** was considered engrossed and

placed upon third reading and final passage.

Senators Field, Cobb and Miskovsky asked to be recorded present, which was the order.

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: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Bailey, Berrong, Dacus, Hall, Miskovsky, Pitcher.—6.

Excused: Herndon.—1.

Not Voting: Collins, Harris, McClen-
don.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Bailey, Berrong, Dacus, Hall, Miskovsky, Pitcher.—6.

Excused: Herndon.—1.

Not Voting: Collins, Harris, McClen-
don.—3.

The emergency was declared passed.

SB 239 was referred for engrossment.

President Pro Tempore Garvin presiding.

President Pro Tempore Garvin an-

nounced matters were on the President's desk for the consideration of the Senate in Executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

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

The Senate, in executive session and upon motion of Senator Cartwright (Bryan), advised and consented to the confirmation of the executive nomination of AMOS K. BASS, Jr., of Durant, as a member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges for a term effective upon confirmation and ending April 2, 1966.

The Senate, in executive session and upon motion of Senator Land, seconded by Senator McSpadden, advised and consented to the confirmation of the executive nomination of GEORGE L. KNAPP, JR., of Tulsa, as a member of the Oklahoma Wildlife Conservation Commission for a term effective upon confirmation and ending July 1, 1965.

The Senate, in executive session and upon motion of Senator Land, seconded by Senator Mahan, advised and consented to the confirmation of the executive nomination of H. C. JONES, of Sand Springs, as a member of the State Banking Board, for a term effective upon confirmation and ending January 14, 1963.

The Senate, in executive session and upon motion of Senator Baldwin, seconded by Senator Wilson (Greer), advised and consented to the confirmation of the executive nomination of ROBERT S. CARMACK, of Hinton, as a member of the State Banking Board, for a term effective upon confirmation and ending January 14, 1963.

The Senate, in executive session and

upon motion of Senator Cartwright (Bryan), seconded by Senator Miskovsky, advised and consented to the confirmation of the executive nomination of TROY A. STONE, of Durant, as a member of the Oklahoma Liquefied Petroleum Gas Board, for a term effective upon confirmation and ending June 30, 1961.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of J. W. HUNTER, Jr., of Oklahoma City, as a member of the Oklahoma Liquefied Petroleum Gas Board, for a term effective upon confirmation and ending June 30, 1962.

The Senate, in executive session and upon motion of Senator Miskovsky, seconded by Senator Sandlin, advised and consented to the confirmation of the executive nomination of CARL B. SEBRING, of Oklahoma City, as State Banking Commissioner, for a term effective upon confirmation and ending March 25, 1962.

MOTION TO RECONSIDER VOTE

Senator Miskovsky asked unanimous consent, which was granted, that the time for the consideration of his motion to reconsider the vote by which **SB 69** failed of passage, be extended one legislative day.

Senator Wilson (Beckham) moved, when the Clerk's desk is clear, the Senate adjourn to meet at 2:30 p. m., tomorrow, which motion was declared adopted.

MESSAGES FROM THE GOVERNOR

Advising approval by him, April 21, 1959, of Enrolled **SB 78** entitled:

ENROLLED SENATE BILL NO. 78—
By Hall of the Senate and Lollar of the House.

AN ACT PERTAINING TO DIVORCE; PROVIDING THAT A DISTRICT OR SUPERIOR COURT MAY SET ASIDE A DIVORCE DECREE IN OR OUT OF TERM UNDER CERTAIN CONDITIONS; 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 207—Appropriations and Budget.

SB 214—Appropriations and Budget.

SB 228—Appropriations and Budget.

SB 230—Economic and Industrial Development—To Appropriations and Budget by previous order.

HJR 513 — Economic and Industrial Development—To Constitutional Amendments by previous order.

HJR 514—Planning and Resources.

HB 579—Appropriations and Budget.

HB 719—Criminal Jurisprudence.

DO PASS, as amended:

SB 40—Appropriations and Budget.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 2:30 p. m. tomorrow.

Sixty-second Legislative Day

Wednesday, April 22, 1959

Pursuant to adjournment, the Senate met at 2:30 p. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—38.

Excused: Dacus, Hall, McClendon, Miskovsky, Pitcher, Wilson (Greer).—6.

The President Pro Tempore declared a quorum present.

Prayer was offered by Mr. George O'Neal, Senate Calendar Clerk.

The Journal for the last legislative day was declared approved.

Senator Collins introduced a group of ladies from his Senatorial district and asked unanimous consent that a Sergeant-at-arms be appointed to escort them on an inspection tour of the Governor's Mansion, which was the order.

Senator Walker asked to be shown excused until such time as he returns to the Chamber, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 239 correctly engrossed.

SB 31 correctly enrolled.

Engrossed **SB 239** was properly signed

and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 31**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bills were introduced and read the first time:

SB 272—By Ritzhaupt—An Act repealing 10 O. S. 1951, § 359, relating to location of orphan home in Logan county; and declaring an emergency.

SB 273—By Shoemake of the Senate and Ruby of the House—An Act relating to state institutions; appropriating two million dollars (\$2,000,000.00) for the construction of a hospital for mentally retarded children near Muskogee, Oklahoma; making the State Board of Affairs the contracting agency therefor; making appropriation non-fiscal; providing for severability; and declaring an emergency.

SB 274—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the Oklahoma Alcoholic Beverage Control Board; stating the purpose; providing that the director shall fix the duties and compensation of the employees; making the appropriations non-fiscal; making the 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 270—Roads and Highways.

SB 271—Judiciary.

HB 699—Judiciary.

HB 752—Roads and Highways.

HB 697—Public Health.

HB 738—Social Welfare.

HJR 518—Constitutional Amendments, Initiative and Referendum and Code Revision.

Senator Allen asked unanimous consent that **SB 271** be referred to the Committee on Insurance rather than to the Committee on Judiciary to which Senator Field objected.

Senator Allen moved that **SB 271** be referred to the Committee on Insurance rather than to the Committee on Judiciary, which motion was declared adopted.

GENERAL ORDER

HB 719, by Willis (Jackson) of the House and Kerr of the Senate, was read and considered.

Upon motion of Senator Kerr, **HB 719** was advanced to engrossment.

Upon motion of Senator Kerr, the rules of the Senate were suspended, and **HB 719** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 719 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—37.

Excused: Dacus, Hall, McClendon, Miskovsky, Pitcher, Walker, Wilson (Greer).—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—37.

Excused: Dacus, Hall, McClendon, Miskovsky, Pitcher, Walker, Wilson (Greer).—7.

The emergency was declared passed.

HB 719 was properly signed and ordered returned to Honorable House.

Senators Miskovsky, Wilson (Greer), McClendon and Dacus asked to be recorded present, which was the order.

GENERAL ORDER

SB 157, by Land, was read and considered.

Upon motion of Senator Land, **SB 157** was advanced to engrossment.

Upon motion of Senator Land, the rules of the Senate were suspended, and **SB 157** was 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:

Aye: Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land,

Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham), Wilson (Greer).—28.

Nay: Allen, Boecher, Cobb, Fine, Hamilton, McClendon, McColgin, McSpadden, Stipe, Tipps, Trent.—11.

Excused: Hall, Pitcher, Walker.—3.

Not Voting: Baldwin, Miskovsky.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham), Wilson (Greer).—30.

Nay: Allen, Boecher, Cobb, Fine, Hamilton, McClendon, McColgin, Stipe, Tipps, Trent.—10.

Excused: Hall, Pitcher, Walker.—3.

Not Voting: Baldwin.—1.

The emergency was declared passed.

SB 157 was referred for engrossment.

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

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 12**.

The above numbered resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 625—By Ruby and Davis of the House and Hope and Bailey of the Senate — An Act making appropriations from the State Treasury of the State of Oklahoma for the operation and maintenance of state institutions; showing the fiscal years therefor; providing for appropriation transfers; designating the

controlling boards of the state institutions; defining administrative authority of control boards; designating the purchasing agency for state institutions; assigning the authority to determine the propriety of purchases to institutional board of control; making an appropriation for the payment of workmen's compensation insurance at the Oklahoma State penitentiary; making an appropriation for the payment of workmen's compensation insurance at the Oklahoma State reformatory; fixing the lapse date; making provisions of this Act severable; and declaring an emergency.

HJR 532—By Poynor and Wolf of the House and Bailey of the Senate — A Joint Resolution authorizing and directing the State Board of Public Affairs to grant and convey to the City of Norman, Oklahoma, a tract of land not to exceed one hundred eight (108) feet by one hundred eight (108) feet in area on the site of Central State Griffin Memorial hospital, Norman, Oklahoma, and authorizing and directing said board to grant to said city such pipe line easements as may be necessary to make connections between the water system of said city and a water well to be drilled and operated on said tract.

HJR 526—By Ham and Daniel — A Joint Resolution providing for the disposition of any and all bonus, delay rental, and royalty moneys received upon behalf of the State of Oklahoma in connection with, or under the provisions of, any oil and gas lease covering any lands occupied by, or assigned to the use of, the Pauls Valley State School, entered into by the State Board of Public Affairs after the effective date hereof.

HJR 527—By Howard and McCune— A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution amending Section 5 of Article III, which requires primary elections of all

candidates for public office, by allowing candidates for the office of presidential elector to be nominated at conventions of their political parties; providing a ballot title; ordering the filing thereof; and ordering a Special Election.

The above numbered **HBs** and **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 702**, as amended.

Senator McSpadden asked to be shown excused until such time as he returns to the Chamber.

Senators Hall and Pitcher asked to be recorded present, which was the order.

GENERAL ORDER

HB 705, by Garrison, et al of the House and Mahan of the Senate, was read and considered.

Senator Trent moved to amend **HB 705**, line 12, page 2, by inserting after the word, "services," and before the word, "in," the words, "and salaries," which amendment was tabled upon motion of Senator Mahan.

Upon motion of Senator Mahan, **HB 705** was advanced to engrossment.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **HB 705**, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 705 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King,

Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps.—32.

Nay: Baldwin, Hall, Trent, Walker, Wilson (Beckham).—5.

Excused: McSpadden.—1.

Not Voting: Cartwright (Seminole), Fine, McClendon, Sandlin, Stipe, Wilson (Greer).—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps.—32.

Nay: Baldwin, Hall, Trent, Walker, Wilson (Beckham).—5.

Excused: McSpadden.—1.

Not Voting: Cartwright (Seminole), Fine, McClendon, Sandlin, Stipe, Wilson (Greer).—6.

The emergency was declared passed.

HB 705 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SJR 16, by Hamilton, Stipe, McClendon and King of the Senate and Traw, et al of the House, was read and considered.

Senator Harris presiding.

Senator Payne asked unanimous consent to be made a co-author of **SJR 16**, which was the order.

Senator Hamilton moved to amend **SJR 16**, line 5, page 3, by striking lines 5, 6, 7 and 8 and inserting the following: "The East one-half ($E\frac{1}{2}$) of the Southwest quarter ($SW\frac{1}{4}$) and the Southeast quarter ($SE\frac{1}{4}$) of Section 9, Township three (3) North, Range twenty-three (23) East; and the East

one-half (E $\frac{1}{2}$) of the Northwest quarter (NW $\frac{1}{4}$) and the Northeast quarter (NE $\frac{1}{4}$) of Section sixteen (16), Township three (3) North, Range twenty-three (23) East, LeFlore County, Oklahoma," which amendment was declared adopted.

Upon motion of Senator Hamilton, **SJR 16**, as amended, was advanced to engrossment.

Upon motion of Senator Hamilton, 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:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright, (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: McSpadden.—1.

Not Voting: Allen, Bailey, Cobb, Field, Herndon, Mahan, Stipe, Tipps, Trent.—9.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright, (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: McSpadden.—1.

Not Voting: Allen, Bailey, Cobb, Field, Herndon, Mahan, Stipe, Tipps, Trent.—9.

The emergency was declared passed.

SJR 16, as amended, was referred for engrossment.

Senator Cartwright (Bryan) asked to be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

HB 502, by Romang, was read and considered.

Senator Mahan moved to amend **HB 502**, line 6, page 1, by striking the period after the word, "hazard," and inserting a comma and the following language: "Provided, however, the vehicle which enters an intersection first shall have the right-of-way."

Senator Miskovsky moved to table the Mahan amendment, which motion he withdrew by unanimous consent.

Senator Trent asked unanimous consent that further consideration of **HB 502** be deferred to another day, to which Senator Grantham objected.

Senator Grantham moved the adoption of the Mahan amendment.

Senator Ritzhaupt, as a substitute, moved that further consideration of **HB 502** be deferred until such time as Senator Mahan is in the Chamber, which motion prevailed.

Senator Grantham asked unanimous consent that **HB 502** be further considered at this time, which was granted.

Senator Mahan moved the adoption of his amendment, which motion was declared adopted.

Upon motion of Senator Grantham, **HB 502** was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended, and **HB 502** was considered engrossed

and placed upon third reading and final passage.

THIRD READING

HB 502 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Dacus, Field, Grantham, Hall, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Tipps, Trent, Wilson (Greer).—25.

Nay: Baldwin, Boecher, Collins, Cowden, Easterly, Hamilton, Harris, Herndon, Kerr, Ritzhaupt, Wilson (Beckham).—11.

Excused: Cartwright (Bryan), McSpadden.—2.

Not Voting: Fine, Garvin, Hope, Pitcher, Stipe, Walker.—6.

The bill was declared passed.

Senator Grantham asked unanimous consent that the emergency clause to **HB 502** be stricken and the title amended to conform thereto, which was the order.

HB 502, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Miskovsky motion to reconsider the vote by which **SB 69** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Garvin, Grantham, Hall, Harris, Herndon, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Nay: Allen, Baldwin, Dacus, Hamilton,

McClendon, Ritzhaupt, Sandlin, Trent.—8.

Excused: Cartwright (Bryan), McSpadden.—2.

Not Voting: Collins, Fine, Hope, Walker.—4.

Senator Grantham asked unanimous consent, which was granted, to reconsider the vote by which **SB 69** was considered engrossed and placed upon third reading and final passage.

Senator Grantham asked unanimous consent, which was granted, to reconsider the vote by which **SB 69** was advanced to engrossment.

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

*

The Senate reassembled in open session with Senator Harris presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Hall, advised and consented to the confirmation of the executive nomination of JOHN L. BURFORD, of Miami, as a member of the State Banking Board, for a term effective upon confirmation and ending January 14, 1963.

The Senate, in executive session and upon motion of Senator Land, advised and consented to the confirmation of the executive nomination of G. ELLIS GABLE, of Tulsa, as a member of the Oklahoma State Regents for Higher Education for a term effective upon confirmation and ending May 16, 1967.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, 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:

SB 258—Criminal Jurisprudence.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 535—By Shoemake and Watkins of the House and Tipps of the Senate—A Resolution in praise of Miss Jerrie Cobb; commending her great achievement in recapturing from the Soviet Union the world's speed record for light twin-engined aircraft; directing the Speaker to appoint a committee of one to make formal presentation of this sentiment.

The above numbered **HCR** was ordered placed on the Calendar.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 702**.

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 transmitting for signature Enrolled **HCRs 531, 532 and 533**.

The above numbered Enrolled Resolutions were 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:

SB 275—By Bailey of the Senate and Poynor and Wolf of the House—An Act making an appropriation to the State Board of Education; providing that such appropriation shall be used to establish and maintain a special education class at the Central State Griffin Memorial Hospital; providing for the appointment of special education teachers; making appropriations fiscal; making provisions of this Act severable; and declaring an emergency.

SB 276—By Baldwin, of the Senate and Arrington, of the House—An Act relating to oil and gas; defining terms; providing for the use and ownership of facilities for disposing of the deleterious waste products of oil and gas wells in order to comply with conservation laws; providing for examination of disposal plans by the Corporation Commission and issuance of certificates of necessity; providing for exercise of right of eminent domain by Corporation Commission; repealing conflicting laws and parts of laws; providing for severability; and declaring an emergency.

SB 277—By Grantham of the Senate and Green, Howe and Craig of the House—An Act to make the possession, sale or distribution of live or unattenuated virulent hog cholera virus unlawful in Oklahoma, to provide penalties for violation of this Act; and for other purposes.

As provided under the Wilson (Beckham) motion, the Senate was declared adjourned to meet at 11:00 a. m., tomorrow.

Sixty-third Legislative Day

Thursday, April 23, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Carrier, Herndon, Mahan, Morford, Stipe.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by Mr. George O'Neal, Senate Calendar Clerk.

Senator Cartwright (Seminole) introduced his Secretary, Mrs. Bernice Ivester, and her five year old daughter, Pamela Sue, and asked unanimous consent, which was granted, that Pamela be made an Honorary Page 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 272—Social Welfare.

SB 273—Public Health, then to Appropriations and Budget.

SB 274—Appropriations and Budget.

SB 275—Education, then Appropriations and Budget.

SB 276—Oil and Gas.

SB 277—Public Health.

HB 625—Appropriations and Budget.

HJR 526—State and Federal Government.

HJR 527 — Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 532—State and Federal Government.

Senator Wilson (Beckham) moved that the Senate be at ease for fifteen minutes pending the appearance of committees now in session, which motion prevailed.

During this time, Senator Bailey introduced a very distinguished native son, Dale Robertson, famous movie and television star, and asked unanimous consent that he be extended the privileges of the floor which was the order, and by request he made a few interesting and entertaining comments.

The Senate was called to order by President Pro Tempore Garvin.

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 66—County Government.

SB 225—County Government.

SB 257—County Government.

HB 743 — County Government — Co-authored by Land.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 502, SJR 16 and SB 157 each correctly engrossed.

SCR 12 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 502**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SJR 16** and Engrossed **SB 157** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 12** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Bailey asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 258, by Tipps of the Senate and Dyer of the House, was read and considered.

Upon motion of Senator Tipps, **SB 258** was advanced to engrossment.

Upon motion of Senator Tipps, the rules of the Senate were suspended, and **SB 258** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 258 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Breed-en, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazour-eck, Pitcher, Ritzhaupt, Sandlin, Shoe-make, Tipps, Wilson (Beckham), Wilson (Greer).—33.

Nay: Baldwin, Cartwright (Seminole) 2.

Excused: Bailey, Carrier, Herndon, Mahan, Morford, Stipe.—6.

Not Voting: McClendon, Trent, Walker.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Breed-en, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazour-eck, Pitcher, Ritzhaupt, Sandlin, Shoe-make, Tipps, Wilson (Beckham), Wilson (Greer).—33.

Nay: Baldwin, Cartwright (Seminole) —2.

Excused: Bailey, Carrier, Herndon, Mahan, Morford, Stipe.—6.

Not Voting: McClendon, Trent, Walker.—3.

The emergency was declared passed.

SB 258 was referred for engrossment.

COMMUNICATION

Senator McSpadden asked unanimous consent to have a letter read and to have the following editorial from the Claremore Daily Progress, dated April 22, 1959, read and incorporated in the Journal, which was the order:

MAKING PROGRESS

By Carl Thomas

Claremore got the old one two punch today, right in the neck.

We were sort of lulled to sleep last month by Safety Commissioner Joe Cannon's letter to the junior chamber of commerce March 13 in which he said the district eight Oklahoma highway patrol headquarters would remain in Claremore.

Jack Mayberry, Jaycee president, thanked Cannon kindly for his decision

and wrote a letter stating that "the Claremore Jaycees will take all possible steps, within their means, which can be done to better the accommodations which presently house the patrol headquarters and I am sure the city of Claremore will do likewise." Jaycees went so far as to say they would hold a meeting with Cannon at his convenience to discuss any recommendation for improvements here.

While we were resting on our laurels the governor's henchmen were quietly at work laying the plans for moving the patrol headquarters to Vinita.

Why they waited so long for the announcement we can't say, but the decision may very well have been tied in with the governor's attempts to get his county highway road program through the state Legislature. Governor Edmondson probably made some converts for his program with that Sunday TV appearance, but we can't see how he can gain strength in the Legislature by taking patronage away from members of the state house and senate.

A state capitol reporter revealed that some 30 state employees were laid off today by Gov. Edmondson in reprisals against six lawmakers who have opposed his program. Included in the list were Sen. Clem McSpadden and Rep. Bill Briscoe. Ten highway workers in this area have been released in the past month and Bob Landrum of the local public welfare office got his release notice today.

It looks like old fashioned gutter politics. But, golly, governor, don't do it all in one county.

Senators McSpadden and Cobb asked to be shown excused until such time as they return to the Chamber, which was the order.

GENERAL ORDER

HB 655, by Committee on County,

State and Federal Government, was read and considered.

Upon motion of Senator Sandlin, **HB 655** was advanced to engrossment.

Upon motion of Senator Sandlin, the rules of the Senate were suspended, and **HB 655** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 655 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McColgin, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—28.

Nay: Cartwright (Bryan), Fine, Hamilton.—3.

Excused: Bailey, Carrier, Cobb, Herdon, McSpadden, Mahan, Morford, Stipe.—8.

Not Voting: Cartwright (Seminole), Collins, McClendon, Trent, Walker.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McColgin, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Nay: Cartwright (Bryan), Hamilton.—2.

Excused: Bailey, Carrier, Cobb, Herdon, McSpadden, Mahan, Morford, Stipe.—8.

Not Voting: Cartwright (Seminole), McClendon, Trent, Walker.—4.

The emergency was declared passed.

HB 655 was properly signed and ordered returned to Honorable House.

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

GENERAL ORDER

SB 177, by Wilson (Beckham) was read and considered.

Senator Wilson (Beckham) moved to amend **SB 177**, line 12, page 3, by striking all of Section 8 and substituting the following language:

§8. Engages in the practice of terminating or lapsing life insurance policies delivered in this state by reason of default in payment of premiums without written or printed premium due notices having been duly addressed and mailed to the insured assignee or owner of the policy not more than forty-five (45) days or less than fifteen (15) days prior to the day when the same is due and payable before the beginning of the period of grace. This Subsection shall not apply to group policies, industrial policies or to policies upon which premiums are payable monthly." which amendment was declared adopted.

Upon motion of Senator Wilson (Beckham), **SB 177**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wilson (Beckham), further consideration of **SB 177** was temporarily deferred.

SB 234, by Tipps and Mahan, was read and considered.

Senator Payne asked unanimous consent to be made a co-author of **SB 234**, which was the order.

Upon motion of Senator Tipps, **SB 234** was advanced to engrossment.

Upon motion of Senator Tipps, the rules of the Senate were suspended, and **SB 234** was considered engrossed and

placed upon third reading and final passage.

THIRD READING

SB 234 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Fine, Hamilton.—2.

Excused: Bailey, Carrier, Cobb, Hernon, Mahan, Morford, Stipe.—7.

Not Voting: Cartwright (Seminole), Miskovsky, Walker.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Fine, Hamilton.—2.

Excused: Bailey, Carrier, Cobb, Hernon, Mahan, Morford, Stipe.—7.

Not Voting: Cartwright (Seminole), Miskovsky, Walker.—3.

The emergency was declared passed.

SB 234 was referred for engrossment.

Senator Collins asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 141, by Easterly of the Senate and

Murrow and Larason of the House, was read and considered.

Upon motion of Senator Easterly, **SB 141** was advanced to engrossment.

Upon motion of Senator Easterly, the rules of the Senate were suspended, and **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:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson, (Beckham), Wilson (Greer).—31.

Excused: Bailey, Carrier, Cobb, Collins, Herndon, Mahan, Morford, Stipe.—8.

Not Voting: Allen, Cartwright (Seminole), Fine, Miskovsky, Walker.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson, (Beckham), Wilson (Greer).—31.

Excused: Bailey, Carrier, Cobb, Collins, Herndon, Mahan, Morford, Stipe.—8.

Not Voting: Allen, Cartwright (Seminole), Fine, Miskovsky, Walker.—5.

The emergency was declared passed.

SB 141 was referred for engrossment.

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

GENERAL ORDER

SB 207, by Hope, Bailey, Ritzhaupt and Hamilton of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, the enacting clause to **SB 207** was ordered stricken.

Upon motion of Senator Hope, **SB 207** was advanced to engrossment.

Upon motion of Senator Hope, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier, Cobb, Collins, Herndon, Mahan, Morford, Stipe.—7.

Not Voting: Cartwright (Seminole), Easterly, Miskovsky.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps,

Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier, Cobb, Collins, Herndon, Mahan, Morford, Stipe.—7.

Not Voting: Cartwright (Seminole), Easterly, Miskovsky.—3.

The emergency was declared passed.

SB 207 was referred for engrossment.

Senator Bailey asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 228, by Collins of the Senate and Allard and Sparks of the House, was read and considered.

Upon motion of Senator Hope, the enacting clause to **SB 228** was ordered stricken.

Upon motion of Senator Hope, **SB 228** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 228** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 228 was read for the third time at length.

On question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Pitcher, Ritzhaupt, Tipps.—3.

Excused: Bailey, Carrier, Cobb, Collins, Herndon, Mahan, Morford, Stipe.—8.

Not Voting: Cartwright (Seminole), Cowden, Miskovsky, Sandlin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Pitcher, Ritzhaupt, Tipps.—3.

Excused: Bailey, Carrier, Cobb, Collins, Herndon, Mahan, Morford, Stipe.—8.

Not Voting: Cartwright (Seminole), Miskovsky, Sandlin.—3.

The emergency was declared passed.

SB 228 was referred for engrossment.

GENERAL ORDER

HB 579, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 579** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 579** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 579 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Bailey, Carrier, Cobb, Collins, Herndon, Mahan, Morford, Stipe.—8.

Not Voting: Cartwright (Seminole), Cowden.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Bailey, Carrier, Cobb, Collins, Herndon, Mahan, Morford, Stipe.—8.

Not Voting: Cartwright (Seminole), Cowden.—2.

The emergency was declared passed.

HB 579 was properly signed and ordered returned to Honorable House.

Senator Shoemake presiding.

GENERAL ORDER

HB 620, by Howard of the House and Berrong, Miskovsky, Boecher and Carrier of the Senate, was read and considered.

Senator Harris moved to amend **HB 620**, line 6, page 2, by striking the period at the end of line 6, adding a comma in lieu thereof, and adding thereafter the following: "unless such person, organization, group, association, partnership, corporation or combination thereof shall first have filed an intention so to do with the Commissioner of Charities and Corrections and thereafter complies with Chapter 70, Title 21, page 193, Oklahoma Session Laws 1955, and the same is hereby declared to be a charitable organization as provided in such statute," which amendment was declared adopted.

Senator Kerr asked to be shown excused for the remainder of this legislative day, which was the order.

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

Upon motion of Senator Berrong, **HB 620**, as amended, was advanced to engrossment.

Senator Hamilton moved the vote be reconsidered by which **HB 620**, as amended, was advanced to engrossment and third reading, which motion was tabled upon motion of Senator Berrong.

Senators Herndon, Collins and Mahan asked to be recorded present, which was the order.

President Pro Tempore Garvin presiding.

GENERAL ORDER

HB 651, by Cox, was read and considered.

Senator Wilson (Greer) moved to amend **HB 651**, by striking lines 14, 15, 16 and 17, page 18, which amendment was declared adopted.

Upon motion of Senator Hall, **HB 651**, as amended, was advanced to engrossment.

Senator Hall moved that the rules of the Senate be suspended and **HB 651**, as amended, be considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Sandlin asked that the record show him excused for the remainder of this legislative day, which was the order.

THIRD READING

HB 651 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, King, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake,

Tipps, Trent, Walker, Wilson (Greer).—31.

Excused: Bailey, Carrier, Kerr, Morford, Sandlin, Stipe.—6.

Not Voting: Cartwright (Bryan), Cobb, Fine, Harris, Land, Miskovsky, Wilson (Beckham).—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Hernon, Hope, King, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—31.

Excused: Bailey, Carrier, Kerr, Morford, Sandlin, Stipe.—6.

Not Voting: Cartwright (Bryan), Cobb, Fine, Harris, Land, Miskovsky, Wilson (Beckham).—7.

The emergency was declared passed.

HB 651, as amended, was referred for engrossment.

President Pro Tempore Garvin announced there were matters on the President's desk for the consideration of the Senate, in executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

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

President Pro Tempore Garvin, having been authorized to appoint Senate Conferees, appointed as the Conferees under the following numbered bill the Senators named:

HB 688: Ritzhaupt, Chairman; Miskovsky, Cartwright (Bryan), Baldwin and Walker.

Upon motion of Senator Wilson (Beckham), the Senate adjourned to meet as provided under the Rules—1:30 p. m.—Monday, April 27, 1959.

Sixty-fourth Legislative Day

Monday, April 27, 1959

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

The roll call was as follows:

Present: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Allen, Bailey, Collins, Hall, Mahan, Payne, Pitcher, Sandlin, Stipe.—9.

The President Pro Tempore declared a quorum present:

Prayer was offered by the Chaplain, Brother Warren Shibley, Pastor of Gleaner Church of Tulsa, and son of Representative Shibley.

President Pro Tempore Garvin introduced John F. (Johnny) Edward of Duncan, and asked that he be made an Honorary Page for this legislative day, which was the order.

Senator Miskovsky introduced Dennis Huggins, winner of the 1959 George Miskovsky American History Award at Central Highschool, Oklahoma City, and asked that he be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 523—By Arrington, Sparks, Wolf, Hargrave, McCune, Forsythe, McGahey, Howard, Johnston, Hall, Hopkins, Daugherty, Willis (Cherokee), Wilcox and Bradley (Tulsa)—An Act making an appropriation to the Oklahoma State Regents for Higher Education; providing for the allocation of funds to constituent institutions; providing legislative intent; making the appropriations of this Act non-fiscal; making provisions of this Act severable; and declaring an emergency.

HB 685 — By Haworth, Taliaferro, Spraker and Ozmun—An Act repealing the urban renewal Act of 1957; Title 11, Chapter 35, Section 1-21 inclusive and Chapter 35a of the 1957 Session Laws; relating to the rehabilitation or clearance and redevelopment of blighted areas in certain incorporated cities in this state in accordance with urban renewal plans approved by the governing bodies thereof; providing for an urban renewal authority to exercise certain powers hereunder if a city determines it to be in the public interest; to define the duties, liabilities, exemptions and powers of such authority in undertaking such activities, including the power to acquire property through the exercise of the right of eminent domain, or otherwise, to dispose of property subject to any restrictions deemed necessary to prevent the development or spread of future blighted areas, to issue notes and

other obligations and give security therefor, to enter into agreements to secure Federal aid and comply with condition imposed in connection therewith; authorizing public bodies to furnish funds, and authorizing cities to obtain funds therefor by the issuance of obligations, by taxation or otherwise; providing that securities issued by, and properties while held by, an urban renewal authority established hereunder shall be exempt from taxation; providing for urban redevelopment corporations to carry out urban renewal projects and defining the duties, liabilities and powers of such corporations; making the provisions of this Act severable; making the provisions of this Act cumulative to existing laws; and declaring an emergency.

HB 741—By McCarty—An Act relating to pharmacy and pharmacists; defining terms; declaring the practice of pharmacy to be a profession; providing for the qualifications and appointment of the members and secretary of the board of pharmacy, for its meetings, president, organization, powers and duties, for the compensation, reimbursement and bonds of officers thereof; and for auditing and accounting of the board's and secretary's funds and records; prescribing the qualifications for registered pharmacists; abolishing the status of assistant pharmacist; providing for registration renewals, fees, reinstatements, and remissions to pharmaceutical association; providing for registration certificates, and requiring and regulating the use thereof; prohibiting the compounding or dispensing of drugs by anyone other than a registered pharmacist, prohibiting such practice by unlicensed persons and making it a misdemeanor; making certain misrepresentations perjury; prohibiting the practice of pharmacy by habitual users of intoxicants and the unlawful use of the title "pharmacist"; regulating the sale of drugs and chemicals and making viola-

tion a misdemeanor; prohibiting improper signs, equipment, records, substitutions, language in prescriptions, and certain misuses of drugs, and providing penalties for such prohibited activities; providing for revocation and suspension of licenses, certificates and permits issued hereunder, and the manner thereof; repealing 59 O. S. 1951, §§ 331 through 351, as amended by Section 1, Chapter 8, Title 59, Page 262, Oklahoma Session Laws 1953, and Sections 1 and 2, Chapter 8, Title 59, Page 328, Oklahoma Session Laws 1955 (59 O. S. Supp. 1957, §§ 336, 339 and 341) and all other conflicting laws and parts of laws; providing for severability.

The above numbered **HBs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 31**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 12**.

The above numbered Enrolled Resolution was ordered 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 266—Education.

HB 555—Education — Co-authored by Collins and Wilson (Greer).

HB 722—Education.

HB 768—Appropriations and Budget.

DO PASS, as amended:

SB 35—Appropriations and Budget.

SB 211—Business and Industry—To Appropriations and Budget by previous order.

SB 221—Appropriations and Budget.

HB 539—Economic and Industrial Development—To Appropriations and Budget by previous order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 651 and **SBs 141, 207, 228, 234,** and **258** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 651**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 141, 207, 228, 234** and **258** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bills were introduced and read the first time:

SB 278—By Field, Morford and Easterly of the Senate and Etling, Murrow, Williams and Bower of the House—An Act relating to the Planning and Resources Board, making an appropriation; stating the purposes; making the appropriation non-fiscal; making the provisions of this Act severable; and declaring an emergency.

SB 279—By Committee on Education—An Act relating to the teachers savings fund of the Oklahoma Teachers' Retirement System; amending Paragraph b, Subdivision 1, Section 24, Chapter A, Page 382, Oklahoma Session Laws 1953 (70 O. S. Supp. 1953, § 17-8); providing for deductions and privileges for teachers serving as legislators; and declaring an emergency.

SB 280 — By Cartwright (Bryan) and Harris—An Act relating to roads and highways; providing a short title; declaring the purpose; transferring county roads, and the responsibility therefor, and county real and personal property

used in the construction, maintenance, repair and improvement of such roads to State Highway Commission and providing for compensation therefor; requiring issuance of county roads system maps; prescribing conditions for abandonment or alteration of county roads; fixing responsibility for maintenance; providing for establishment of criteria for improvement and construction and the issuance of annual plans therefor, and expenditure reports; providing for petitions with respect to roads; providing for administration of programs and appointment of county road supervisor in each county and establishing preference for employment of local residents and former county road employees and for local purchasing, and prescribing restrictions and conditions thereon, and for regulation thereof; restricting use of certain county funds and disposition of certain county property; making powers and duties delegated hereunder cumulative unless otherwise specified; making provision for payment of county right of way bond issues and use of ad valorem and bond issue money on county roads; transferring future revenues from certain state gasoline, special fuel, gross production, commercial vehicle and bus mileage tax levies to State Highway Commission for construction, improvement, repair and maintenance of county roads, under apportionment formula now used in apportioning of such levies; providing for use of up to one-third ($\frac{1}{3}$) thereof for matching Federal funds for road construction to be so apportioned among the various counties; excepting certain levies subject to Federal Law; amending 68 O. S. 1951, § 734, as amended; repealing 68 O. S. 1951, § 660c; Section 2, Chapter 18a, Title 68, Page 339, Oklahoma Session Laws 1953 (68 O. S. Supp. 1957, § 669.2); Section 6, Chapter 18, Title 68, Page 331, Oklahoma Session Laws 1953 (68 O. S. Supp. 1957, § 727.6); Paragraph (c) Subsection (1), and Subsection (3),

Section 4, Chapter 18, Title 68, Page 329, Oklahoma Session Laws 1953 (68 O. S. Supp. 1957, § 727.4 (1) (c) and (3); 68 O. S. 1951, § 659b, Subsection (d); 68 O. S. 1951, § 732, Subsection (1), Paragraph (d), and Subsection (3); 68 O. S. 1951, § 827, Subsection (c) as amended; 68 O. S. 1951, § 827.1, Subsection (b); 47 O. S. 1951, § 22.2, Subsection (d), which apportion tax levies above referred to county highway construction funds for expenditure by county commissioners; and all conflicting laws and parts of laws; providing for severability; providing an effective date; and declaring an emergency.

SB 281—By Boecher—An Act relating to agriculture; defining terms; providing for licensing and regulation of the treatment of timber and timber products; requiring certain certificates from persons treating timber; making a violation a misdemeanor and prescribing penalties; delegating regulatory and investigative powers to the board of agriculture; providing for enforcement by civil action; providing for liberal interpretation of Act and for severability; and declaring an emergency.

GENERAL ORDER

HB 743, by Forsythe, et al, was read and considered.

Upon motion of Senator Land, **HB 743** was advanced to engrossment.

Upon motion of Senator Land, the rules of the Senate were suspended, and **HB 743** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 743 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cart-

wright (Seminole), Cobb, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Pazoureck, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Bailey, Collins, Hall, Mahan, Payne, Pitcher, Sandlin, Stipe.—9.

Not Voting: Field, Miskovsky, Ritzhaupt.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Pazoureck, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Bailey, Collins, Hall, Mahan, Payne, Pitcher, Sandlin, Stipe.—9.

Not Voting: Field, Miskovsky, Ritzhaupt.—3.

The emergency was declared passed.

HB 743 was properly signed and ordered returned to Honorable House.

Senators Sandlin and Pitcher asked to be recorded present, which was the order.

GENERAL ORDER

SB 225, by Breeden, was read and considered.

Upon motion of Senator Breeden, **SB 225** was advanced to engrossment.

Upon motion of Senator Breeden, the rules of the Senate were suspended, and **SB 225** 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:

Aye: Baldwin, Berrong, Boecher, Breden, Carrier, Cartwright (Bryan), Cartwright, (Seminole), Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McSpadden, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham).—31.

Nay: McColgin, Shoemake.—2.

Excused: Allen, Bailey, Collins, Hall, Mahan, Payne, Stipe.—7.

Not Voting: Cowden, Hope, Miskovsky, Wilson (Greer).—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breden, Carrier, Cartwright (Bryan), Cartwright, (Seminole), Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McSpadden, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham).—31.

Nay: McColgin, Shoemake.—2.

Excused: Allen, Bailey, Collins, Hall, Mahan, Payne, Stipe.—7.

Not Voting: Cowden, Hope, Miskovsky, Wilson (Greer).—4.

The emergency was declared passed.

SB 225 was referred for engrossment.

Senators Allen, Bailey, Collins and Mahan asked to be recorded present, which was the order.

GENERAL ORDER

SB 68, by Sandlin and King of the Senate and Avey of the House, was read and considered.

Senator Hamilton moved to amend **SB 68** by striking from the Herndon amendment, adopted on the forty-eighth legislative day, the words, "and clerks of school boards," and striking from the Baldwin amendment, adopted on the forty-eighth legislative day, the words, "and school district," and amending the title to conform, which amendment by unanimous consent, upon request of Senator Sandlin, was declared adopted.

Upon motion of Senator Sandlin, **SB 68**, as amended, was advanced to engrossment.

Upon motion of Senator Sandlin, the rules of the Senate were suspended, and **SB 68**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

THIRD READING

SB 68 was read for the third time at length.

On question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Boecher, Cartwright (Bryan), Cartwright (Seminole), Easterly, Garvin, Grantham, Harris, King, Miskovsky, Morford, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham).—17.

Nay: Bailey, Breden, Carrier, Cobb, Collins, Cowden, Dacus, Fine, Hamilton, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Pitcher, Wilson (Greer).—17.

Excused: Berrong, Hall, Payne, Stipe.—4.

Not Voting: Allen, Field, Hope, Land, Pazoureck, Trent.—6.

The bill was declared failed of passage.

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

GENERAL ORDER

SB 226, by Miskovsky of the Senate and Andrews of the House, was read and considered.

Upon motion of Senator Miskovsky, **SB 226** was advanced to engrossment.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **SB 226** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 226 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Cobb, Field, Hamilton, Herndon, Land, McClendon, McColgin, Miskovsky, Sandlin, Shoemake, Tipps, Walker.—16.

Nay: Allen, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Harris, Hope, Kerr, King, Mahan, Morford, Ritzhaupt, Wilson (Beckham), Wilson (Greer).—21.

Excused: Hall, Payne, Stipe.—3.

Not Voting: McSpadden, Pazoureck, Pitcher, Trent.—4.

The bill was declared failed of passage.

GENERAL ORDER

HB 724, by Shoemake, et al of the House and Mahan of the Senate, was read and considered.

Senator Baldwin moved to amend **HB 724**, line 3, page 2, by striking after the word, "Oklahoma," the words, "is hereby authorized to," and inserting the word, "may," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 724**, line 9, page 2, by striking Section 2.

Senator Mahan asked unanimous consent that further consideration of **HB**

724 be deferred for the time being, which was the order.

HB 563, by Finch of the House and Collins of the Senate, was read and considered.

Upon motion of Senator Collins, **HB 563** was advanced to engrossment.

Upon motion of Senator Collins, the rules of the Senate were suspended, and **HB 563** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 563 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Garvin, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Fine, Grantham, Hamilton, McClendon, Miskovsky, Ritzhaupt, Walker.—7.

Excused: Hall, Payne, Stipe.—3.

Not Voting: Field, Herndon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Garvin, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Fine, Grantham, Hamilton, McClendon, Miskovsky, Ritzhaupt, Walker.—7.

Excused: Hall, Payne, Stipe.—3.

Not Voting: Field, Herndon.—2.

The emergency was declared passed.

HB 563 was properly signed and ordered returned to Honorable House.

Senator Beckham (Wilson) asked unanimous consent that the Senate revert to that order of business of bills on Third Reading, which was the order.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **SB 177** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 177 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Morford.—1.

Excused: Hall, Payne, Stipe.—3.

Not Voting: Bailey, Cartwright (Bryan), Easterly, Harris, Sandlin.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Morford.—1.

Excused: Hall, Payne, Stipe.—3.

Not Voting: Bailey, Cartwright (Bryan), Easterly, Harris, Sandlin.—5.

The emergency was declared passed.

SB 177 was referred for engrossment.

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

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

*

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

Senator Ritzhaupt asked unanimous consent, which was granted, that **HBS 561** and **772** and **SB 273** be withdrawn from the Committee on Public Health and referred to the Committee on Appropriations and Budget.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Sandlin moved that the vote be reconsidered by which **SB 68** failed of passage.

Senators Herndon and Mahan raised points of order against the Sandlin motion, citing Rule 12-a and 12-b, which points of order were overruled by the President Pro Tempore, who stated such objections should be directed at the Sandlin motion when it is considered.

GENERAL ORDER

Senator Sandlin asked unanimous consent, which was granted, that **SB 257** be removed from the Calendar and referred to the Committee on Roads and Highways.

Senator Hope moved when the Clerk's desk is cleared, the Senate adjourn, which motion was adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 282—By Miskovsky—An Act enabling any city or town in Oklahoma located principally in a county having a population in excess of three hundred and twenty-five thousand (325,000), as shown by the 1950 Federal decennial census, or any subsequent Federal decennial census, to enact, through its council or legislative body, local laws imposing and levying in any such city or town any tax for revenue purposes; and providing that the ordinance levying such tax shall, before it becomes effective, be approved by a majority of the qualified electors of such city or town voting thereon at a general or special election called for that purpose; repealing all laws in conflict herewith; 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 255—Criminal Jurisprudence.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 548—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the State Industrial Commission; fixing the salaries of the judges and chairman thereof; providing that the commissioners shall fix the duties and compensations of employees within certain limitations; providing that the appropriations shall be fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

HB 583—By Goodfellow, Kardokus,

Cooksey, Privett, Daniel, Belvin, Howze, Andrews, Arrington, Avey, Bond (Stephens), Bouse, Bower, Briscoe, Buckler, Burnham, Camp, Cartwright, Clark, Cook, Craig, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Fuller, Garrison, Gotcher, Graves, Greenhaw, Hall, Ham, Hargrave, Hopkins, Howard, Howe, Hurst, Huser, Inman, Jones, Lance, Langley, Lynch, McCune, Mitchell, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Ozmun, Patterson, Reneau, Richardson, Richeson, Sare, Shibley, Shipley, Shoemaker, Skaggs, Skeith, Spraker, Stevens, Tinker, Vandiver, Watkins, Wilcox, Willis (Jackson), and Wolf of the House and Baldwin of the Senate—An Act relating to the atomic energy, ionizing radiation and radiation protection; defining terms as used in this Act; vesting certain powers in the State Department of Health and the State Board of Health; providing for a radiation advisory committee and defining its powers and functions; making certain actions misdemeanors; providing for enforcement of this Act; making appropriations to carry out the provisions of this Act; and declaring an emergency.

HB 708—By Nichols, Richeson and Willis (Jackson)—An Act making an appropriation to the adjutant general's department for the purpose of making necessary repairs to the Altus, Henryetta and Wewoka armories; making such appropriation non-fiscal; 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**, co-authored by Ruby.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and trans-

mitting Enrolled **HBs 579, 655, 705 and 719.**

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

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 589.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 589** was read and consideration deferred:

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. 589, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION; STATING THE INTENTION OF THE LEGISLATURE AS TO ALLOCATION FOR A MEDICAL RESEARCH BUILDING; PROVIDING FOR THE ACCEPTANCE AND EXPENDITURE OF FEDERAL FUNDS; MAKING THE APPROPRIATION NON-FISCAL,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That Senate Amendment No. 1 be adopted.

2. That the Senate recede from Senate Amendment No. 2.

3. That, immediately following the Title, the following words be added: "BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:".

4. That, immediately following Section 4, a new section be added as follows:

"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."

That title be amended to conform thereto.

Respectfully submitted,

For the House:	For the Senate:
Baggett	Bailey
Poynor	Collins
Ford	Breeden

RESOLUTION

By unanimous consent, upon request of Senator Miskovsky, the following **SR** was introduced, read at length, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO. 41—by Miskovsky.

A RESOLUTION TAKING NOTICE OF THE PASSING OF FRED OWEN PITNEY, COMMEMORATING HIS USEFUL AND DEDICATED LIFE, AND EXPRESSING THE SYMPATHY OF THE STATE SENATE TO THE BEREAVED FAMILY.

WHEREAS, on April 10, 1959, God in his infinite wisdom called Fred Owen Pitney home; and

WHEREAS, his fellow creatures benefited immeasurably from the selfless contributions of this dedicated citizen and professional man; and

WHEREAS, throughout his dedicated and purposeful life he served as President of The Oklahoma County Dental Society, as President of The Oklahoma State Dental Association, as the Chairman of the Financing Committee for the Oklahoma Medical Research Foundation, and as a faithful and devoted helper in all efforts made in this

State and Nation to advance professional standards, and increase the quality of service rendered in his chosen field; and

WHEREAS, it is therefore appropriate that the members of this Body, assembled in official session, pause in their deliberations to note with sorrow the passing of this humanitarian, outstanding professional man and fine citizen, and to extend the condolences of the members of this Body to his bereaved family.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

The passing of Fred Owen Pitney is

hereby noted with sorrow by the members of this legislative body, and the State Senate of the State of Oklahoma hereby extends its most sincere sympathy and condolences to the members of Dr. Pitney's family; and

BE IT FURTHER RESOLVED that a copy of this Resolution be spread at large on the minutes of the official journal of the Senate of the State of Oklahoma, and that a properly prepared copy hereof be sent to the bereaved members of the family of the late Dr. Pitney.

As provided under the Hope motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Sixty-fifth Legislative Day

Tuesday, April 28, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClen-don, McColgin, McSpadden, Mahan, Mis-kovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Allen, Hall, Hope, Payne, Pitcher.—5.

The President Pro Tempore declared 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 Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 237—Game and Fish.

HB 675—Game and Fish.

DO PASS, as amended:

SB 206—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 177 and **225** each correctly engrossed.

SR 41 and **SB 3** each correctly enrolled.

Engrossed **SBs 177** and **225** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 41** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SB 3**, 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:

SB 278—Planning and Resources, then Appropriations and Budget.

SB 279—Education.

SB 280—Roads and Highway.

Senator Cobb moved that **SB 280**, following the report of the committee on Roads and Highways, be sent to the Committee on State and Federal Government, which motion prevailed.

SB 281—Agriculture.

SB 282—Municipal Government.

HB 741—Public Health.

HB 523—Appropriations and Budget.

HB 685—Municipal Government.

HB 708—Veterans Affairs, then Appropriations and Budget.

HB 548—Judiciary, then Appropriations and Budget.

HB 583—State and Federal Govern-ment.

Senator Grantham moved that **SB 277** be ordered withdrawn from the Committee on Public Health and referred to the Committee on Agriculture, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 588—By Romang—An Act pertaining to the operation of vehicles; amending 47 O. S. 1951, § 392, as amended by Section 1, Chapter 11, Title 47, Page 448, Oklahoma Session Laws 1957; and declaring an emergency.

HB 737—By Larason, Lance, Kardokus, Wilcox, Reneau, Willis (Cherokee), Patterson, Bower, Howe, Green and Bond (Marshall)—An Act relating to taxation; amending 68 O. S. 1951 § 883 (e), which provides standards for recognizing gain or loss on sale or exchange of property, by excluding from gain amounts realized from involuntarily converted property, if such amounts are reinvested in like property within two (2) years of such conversion; generally classifying property eligible for inclusion; authorizing regulations by tax commission governing notice by taxpayer, and other details needing future clarification; providing for severability; repealing conflicting laws and parts of laws; and declaring an emergency.

HB 782—By Finch, Briscoe and Fогarty—An Act relating to courts; authorizing the appointment of juvenile officers by county judges, with approval of county commissioners; providing for payment of such officers; and declaring an emergency.

HB 783—By McCune, Bradley (Tulsa), Forsythe, Johnston, Hopkins, Howard and McGahey of the House and Land of the Senate—An Act providing for the filing of annual financial statements of estimates of needs with the county excise board by the boards of county commissioners, cities and towns and all

school districts; amending 68 O. S. 1951, § 266, as amended by Section 1, Chapter 10, Title 68, Page 323, Oklahoma Session Laws 1953; providing that independent school districts shall file their estimates at the same time as dependent districts; and declaring an emergency.

HB 805—By Bullard, Daugherty, Davis, Finch, Hargrave, Levergood, Nichols, Ozmun and Patterson—An Act relating to the transfer of legislative jurisdiction over Federal lands from or to this state; establishing the necessary conditions for such transfers and for the exercise of jurisdiction thereafter; requiring certain notice and prescribing the form thereof; outlining certain duties of the governor and the attorney general of this State; requiring legislative approval for transfer of legislative jurisdiction over lands within this state; requiring the recording of certain documents in the office of the county clerk in counties where the land or other area affected by the transfer of jurisdiction is situated; requiring the filing of all documents recorded with the secretary of state; prescribing taxing jurisdiction of the State of Oklahoma; authorizing the serving and execution of civil and criminal process within certain lands within this state, with specified exceptions; declaring legislative jurisdiction over certain lands and providing exceptions; and providing that nothing herein shall be construed to prevent or impair any transfer of legislative jurisdiction to this state occurring by operation of law.

HB 806 — By Bullard, Cox, Bond (Stephens), Bradley (Tulsa), Forsythe, Hopkins and Johnston of the House and Ritzhaupt, Bailey and Hall of the Senate.—An Act relating to mental health and the care, treatment and hospitalization of mentally ill and mentally deficient persons; enacting into law the interstate compact on mental health and setting out the terms and conditions thereof; establishing conditions and procedures

for the institutionalization or other appropriate care and treatment of the mentally ill and mentally deficient and fixing the responsibilities of compact party states in relation thereto; defining terms; authorizing transfer of patients to an institution in another state under certain conditions; providing an interstate cooperative program for the care, treatment, hospitalization, after-care and supervision of patients on convalescent status or conditional release; authorizing supplementary agreements between party states for the provision of any service or facility or the maintenance of any institution on a joint or cooperative basis upon the concurrence of any two or more states; requiring notice to appropriate authorities when a dangerous or potentially dangerous patient escapes from an institution; providing for detention and transportation of said patients and the costs thereof; providing that said compact shall not alter or affect any internal relationships among the departments, agencies and officers of and in the government of a party state; providing with certain exceptions, that said compact shall not impair the rights, duties and responsibilities of any patient's guardian; vesting certain authority in the courts in the enforcement of said compact; designating the director, department of mental health, as ex officio compact administrator; vesting said administrator with authority to promulgate certain rules and regulations and authorizing joint cooperation and supplementary agreements with administrators of other party states; setting out procedures for withdrawal from said compact; authorizing said administrator, with approval of the state budget director, to make or arrange for payments necessary to discharge financial obligations imposed upon this state by said compact; providing payments shall be made from monies appropriated to the Department of Mental Health; requiring approval of the county court

prior to transfer of a patient from an institution in this state to an institution in another state; directing the secretary of state to transmit copies of this Act to certain officers in other states; and declaring an emergency.

HB 774 — By Richardson, Mountford and Baggett—An Act relating to civil procedure; amending 12 O. S. 1951, § 265; pertaining to joinder of causes of action, by Clarifying number of parties plaintiff who may join causes of action; and making more liberal provisions for such joinder; and declaring an emergency.

HJR 524 — By Reneau, Sparger, Skaggs, Bond (Marshall), Inman, Forsythe, Howze, Hall, Arrington, Bradley (Tulsa), Levergood, Roberts, Andrews, Green, Mitchell, Spraker, Burnham, Cox, Rogers, Stewart, Baggett, Sare, Howard, Johnston, Jones, Hopkins, McCune, Karnes, Garrison, Craig, Priebe, Bower, Murrow, Converse, Wolf, Nichols, Nance, Daniel, Langley, Kardokus, Meacham, Clark, Bouse, Bradley (Jefferson), Lance, Watkins, Greenhaw, Williams (Murray), Haworth, Avey, Daugherty, Sparks and Taliaferro of the House and Sandlin, King, Morford and Trent of the Senate—A Joint Resolution directing the secretary of state to refer to the people for their approval or rejection a constitutional amendment, amending Sections 26 and 27, Article V, of the Oklahoma Constitution; providing for regular annual sessions of the legislature, with sessions during even-numbered years restricted to appropriations, revenue and budgetary matters; providing compensation for members of the legislature during and between annual legislative sessions and during special sessions as provided by Section 21, Article V, but limiting per diem during regular sessions in even-numbered years to forty-five legislative days; and ordering a Special Election.

The above numbered **HBs** and/or **HRs** were read for the first time.

Senator Collins introduced members of the Student Senate from Oklahoma State University and asked unanimous consent that Mr. Kirk Boatright of Fort Gibson, President of the Senate, be granted the privilege of the floor, and that he address the State Senate, which was the order.

Mr. Boatright expressed the sincere thanks of the Student Senate for the many fine things the State Senate had done in the field of higher education as individuals and in their official positions.

Senator Collins asked unanimous consent that a Senate Sergeant-at-arms be assigned to accompany the Student Senate on an inspection tour of the Governor's mansion with a request that a written report on their findings be sent to the State Senate, which was the order.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Miskovsky moved to reconsider the vote by which **SB 226** failed of passage.

GENERAL ORDER

HB 724 was considered further.

Senator Ritzhaupt moved to amend **HB 724**, line 1, page 2, by striking all of Section 1 and inserting a new Section 1, as follows: "Section 1. The State Highway Department may, or the board of county commissioners of any county shall, by agreement with the governing board of a city, incorporated town or other municipality having a population less than fifteen hundred (1500), construct, improve, repair or maintain any of the streets of such city, town or municipality, when such streets are used for the Public's convenience," and to amend the title to correspond to the bill.

Senator Cowden moved that **HB 724** be referred to the Committee on Roads and Highways.

Senator Mahan asked unanimous consent, which was granted, to amend the Cowden motion by referring **HB 724** to

the Committee on State and Federal Government.

The vote occurring on the Cowden motion, as amended, it was declared adopted.

Senator Collins asked to be shown excused for the remainder of this legislative day which was the order.

Senator Harris presiding.

GENERAL ORDER

HB 722, by Briscoe, et al of the House and McSpadden of the Senate, was read and considered.

Upon motion of Senator McSpadden, **HB 722** was advanced to engrossment.

Upon motion of Senator McSpadden, the rules of the Senate were suspended, and **HB 722** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 722 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breed-en, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson, (Beckham), Wilson (Greer).—31.

Nay: Baldwin, Ritzhaupt, Tipps.—3.

Excused: Allen, Collins, Hall, Hope, Payne, Pitcher.—6.

Not Voting: Cobb, Garvin, Herndon, McClendon.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breed-en, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus,

Easterly, Field, Fine, Hamilton, Harris, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Baldwin, Grantham, King, Ritzhaupt.—4.

Excused: Allen, Collins, Hall, Hope, Payne, Pitcher.—6.

Not Voting: Cobb, Garvin, Herndon.—3.

The emergency was declared passed.

HB 722 was properly signed and ordered returned to Honorable House.

Senator McSpadden asked to be shown excused until such time as he returns to the Senate, which was the order.

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:

HJR 532—State and Federal Government.

HB 505—Criminal Jurisprudence.

HB 507—Criminal Jurisprudence.

HB 691—Municipal Government.

WITHOUT RECOMMENDATION:

SJR 14—State and Federal Government.

SJR 13—State and Federal Government, as amended.

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

GENERAL ORDER

HJR 514 by Murrow, was read and considered.

Senators Easterly, Cartwright (Bryan), Hamilton, McColgin, Stipe and Kerr asked to be made co-authors of **HJR 514**, which was the order.

Upon motion of Senator Easterly, **HJR 514** was advanced to engrossment.

Upon motion of Senator Easterly, the rules of the Senate were suspended and **HJR 514** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 514 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Collins, Hall, Hope, McSpadden, Payne.—6.

Not Voting: Carrier, Cartwright (Seminole), Cobb, Herndon, Sandlin.—5.

The Resolution was declared passed.

HJR 514 was properly signed and ordered returned to Honorable House.

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

GENERAL ORDER

SB 221, by Berrong of the Senate and Bullard of the House, was read and considered.

Senators Easterly, Breeden, Cartwright (Seminole), Pitcher, Land, Dacus, Ritzhaupt, Stipe, Mahan, Kerr, Wilson (Greer) and Miskovsky asked to be made co-authors of **SB 221**, which was the order.

Upon motion of Senator Berrong, **SB 221** was advanced to engrossment.

Upon motion of Senator Berrong, the rules of the Senate were suspended and **SB 221** was 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Allen.—1.

Excused: Collins, Hall, Hope, Payne.—4.

Not Voting: Carrier, Cobb, McSpadden, Pitcher, Sandlin.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Allen.—1.

Excused: Collins, Hall, Hope, Payne.—4.

Not Voting: Carrier, Cobb, McSpadden, Pitcher, Sandlin.—5.

The emergency was declared passed.

SB 221 was ordered referred for engrossment.

GENERAL ORDER

HB 632, by Bullard et al, was taken up for consideration, following which Senator Grantham asked unanimous consent, which was granted, that fur-

ther consideration be deferred for this legislative day.

President Pro Tempore Garvin advised the Senate that, pursuant to the request of Senator Collins that a Senate Sergeant-at-Arms be assigned to the visiting members of the Student Senate from Oklahoma State University for an inspection tour of the Governor's Mansion, reported an effort was made to obtain door keys to the Mansion from the Building Superintendent, Chelsey R. Smith; that he referred the Sergeant-at-Arms to the Chairman of the State Board of Affairs, who in turn contacted the Governor's office, to be informed that the Mansion had in it certain possessions of the Governor's family and it would be necessary to contact the wife of the Governor in order to obtain entrance to the Mansion. The Sergeant-at-Arms made no further attempt to escort the visitors through the Mansion.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Bailey, the Conference Committee Report on **HB 589** was adopted.

HB 589, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Collins, Hall, Hope, McSpadden, Payne.—5.

Not Voting:—Cartwright (Seminole), Cobb, Fine, Garvin, Mahan, Pitcher, Sandlin.—7.

The Bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Collins, Hall, Hope, McSpadden, Payne.—5.

Not Voting:—Cartwright (Seminole), Cobb, Fine, Garvin, Mahan, Pitcher, Sandlin.—7.

The emergency was declared passed.

HB 589, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn, which motion was declared adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 283—By Shoemake of the Senate and Larason of the House—An Act relating to the Department of Public Safety; amending 47 O. S. 1951, § 358, which provides for administration of oaths, and acknowledgments, by certain department employees, and the distribution and use of departmental records by: Providing for collecting a fee therefor; creating a revolving fund in the department of public safety; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 534—By Ham and Arrington—A Resolution welcoming Princess Rudivoravan of Thailand to the State of Oklahoma and extending the hospitality

of the State during the stay of Her Royal Highness.

Consideration of the above numbered **HR** was deferred for this day.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 41** and **205**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 48, 51, 62, 65**, each as amended.

HAs to **SB 48** read as follows, and consideration deferred:

AMENDMENT NO. 1 Page 1, Section 1, Line 19 of Engrossed Senate Bill No. 48 by striking the figures \$111,720.00 in two places and substituting therefor the figures \$50,000.00. And by correcting Line 21 to read \$63,000.00 in two places.

AMENDMENT NO. 2. Page 1, Section 1, Line 24, by striking \$29,136.00 in two places and inserting therefor \$30,136.00.

AMENDMENT NO. 3. Page 1, Section 1, Line 25, by striking \$153,856.00 in two places and inserting therefor \$93,136.00.

HAs to **SB 51** read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, of Engrossed Senate Bill No. 51, the **TITLE** thereof by striking all of said **TITLE** and inserting in lieu thereof the words "AN APPROPRIATION TO VARIOUS STATE AGENCIES."

AMENDMENT NO. 2. Page 1, SECTION 1, Line 16½, by adding a Line following Line 16½ to read as follows: "Renovation of pipe organ 4,000.00."

AMENDMENT NO. 3. Page 1, SECTION 1, Lines 28 and 29, by striking all of said lines.

AMENDMENT NO. 4. Page 2, SEC-

TION 1, Line 3, by adding a Line following Line 3 to read as follows: "To complete dairy barn 9,000.00."

AMENDMENT NO. 5. Page 2, SECTION 1, Line 4, by striking "\$254,260.00" and inserting in lieu therefor "\$237,500.00."

AMENDMENT NO. 6. Page 2, SECTION 4, Lines 17 and 18, by striking "Forty Thousand Dollars (\$40,000.00)" and inserting in lieu therefor "Fifty-one Thousand, Six Hundred and Eighty-two Dollars (\$51,682.00)."

HAs to SB 62 read as follows and consideration deferred:

AMENDMENT NO. 1. Page 1, Amend the TITLE of Engrossed Senate Bill No. 62, in Line 5 of said TITLE by striking the words "REPEALING ALL ACTS IN CONFLICT HEREWITH;" and inserting in lieu therefor "MAKING THE PROVISIONS OF THIS ACT SEVERABLE;"

AMENDMENT NO. 2. Page 1, Lines 3½ thru Line 30 by striking all of SECTIONS 1, 2, 3 and 4 and inserting in lieu therefor the following:

"SECTION 1. There is hereby appropriated, from the funds specified, to the Commissioners of the Land Office the following amounts, or so much thereof as shall be sufficient for the expenses of personal services, including Old Age and Survivors Insurance, operating expenses, and the purchase of equipment necessary to carry out the function of the Land Office.

	Fiscal Year Ending June 30 1960	Fiscal Year Ending June 30 1961
General Revenue Fund	\$ 75,000.00	\$ 75,000.00
Depletion, Management and Sales Fund	\$285,867.00	\$285,867.00"

"SECTION 2. The Commissioners of the Land Office shall create the posi-

tions, make the appointments, and fix the salaries of officials and employees necessary to perform the duties imposed upon the Commissioners of the Land Office by law, payable from the appropriations made by Section 1 of this Act. The authority to create positions and fix the rate of pay for said positions extends to all operations of the office of the Commissioners of the Land Office whether the salaries are to be paid from the General Revenue Fund or the Depletion, Management and Sales Fund."

"SECTION 3. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, in either the General Revenue Fund appropriation or the Depletion, Management and Sales Fund appropriation, such balance shall lapse and be transferred to the proper fund of the then current fiscal year."

"SECTION 4. The provisions of this Act are severable and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act."

HAs to SB 65 read as follows and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, By striking the entire TITLE of Engrossed Senate Bill No. 65, and substituting a new TITLE, to read as follows:

"AN ACT RELATING TO THE STATE BOARD OF PUBLIC AFFAIRS; MAKING AN APPROPRIATION TO THE STATE BOARD OF PUBLIC AFFAIRS; AMENDING TITLE 80, ARTICLE 34.6, OKLAHOMA STATUTES 1951, AS AMENDED BY SENATE BILL NO. 299, REGULAR SESSION OF THE TWENTY-FIFTH OKLAHOMA LEGISLATURE, TO PROVIDE FOR THE PAYMENT OF SAL-

ARIES AND OTHER EXPENSES FROM THE STATE SURPLUS PROPERTY FUND; FIXING THE SALARY OF THE CHAIRMAN AND MEMBERS OF THE STATE BOARD OF PUBLIC AFFAIRS; PROVIDING FOR THE PAYMENT OF SALARIES AND OTHER OPERATING EXPENSES FROM THE APPROPRIATIONS MADE BY THIS ACT; AUTHORIZING THE STATE BOARD OF PUBLIC AFFAIRS TO TRANSFER CERTAIN FUNDS; MAKING THE APPROPRIATION NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARNG AN EMERGENCY.

AMENDMENT NO. 2. Page 1, SECTION 2, Line 29, by striking all of the present SECTION 2 and inserting in lieu thereof a new SECTION 2, to read as follows:

"SECTION 2. The State Board of Public Affairs shall appoint and fix the duties and compensation of the officers and employees necessary to perform the duties imposed upon said Board by law, and shall incur other necessary expenses payable from the appropriations made for such purposes."

AMENDMENT NO. 3. Page 2, Line 2, following the new SECTION 2, by inserting a new SECTION, to be known as SECTION 3, to read as follows:

"SECTION 3. Title 80, Article 34.6, Oklahoma Statutes 1951, as amended by Senate Bill No. 299, Regular Session of the Twenty-fifth Oklahoma Legislature, is amended to read:

§ 34.6. There is hereby created in the State Treasury a fund to be designated as the "State Surplus Property Fund" which shall consist of all moneys appropriated thereto by the Legislature and all moneys received by the Surplus Property Agent from State Departments, boards, commissions, institutions and agencies and from counties, cities and towns, and school districts as a reimbursement to the State of moneys spent in acquiring surplus property for

such agencies. The Surplus Property Fund shall be expanded by the Surplus Property Agent, under the supervision of the State Board of Public Affairs, for any expense incurred in the handling, transportation, warehousing, and distribution of surplus property received by purchase or donation, including the purchase of trucks, *including the salary of the Surplus Property Agent and other employees, salaries, together with other necessary expenses incurred in the administration and operation*; provided that the purchase of any passenger-type vehicle is specifically prohibited. Expenditures shall be made from said fund on vouchers or checks signed by the State Surplus Property Agent payable by the State Treasury."

AMENDMENT NO. 4. Page 2, Line 5, By inserting a new SECTION, to be known as SECTION 4, following the new SECTION 3, to read as follows:

"SECTION 4. The Chairman of the State Board of Public Affairs shall receive a salary of Ten Thousand Dollars (\$10,000.00) per annum, payable monthly, and all necessary expenses, to be approved by said Board of Public Affairs, actually incurred in the discharge of the duties of said Chairman. The other two (2) members of the State Board of Public Affairs shall receive a salary of Nine Thousand Dollars (\$9,000.00) each, per annum, payable monthly, and all necessary expenses actually incurred in the discharge of their duties, same to be approved by said Board of Public Affairs. The salary of the Chairman of the State Board of Public Affairs and the two (2) members shall be paid from the appropriation made by this Act."

AMENDMENT NO. 5. Page 2, Line 2, Renumber SECTION 3, to read SECTION 5.

AMENDMENT NO. 6. Page 2, Line 5, Insert, after SECTION 5, a new SECTION to be designated as SECTION 6, to read as follows:

"SECTION 6. The State Board of

Public Affairs is hereby directed to transfer any available surplus at the end of each fiscal year, on a pro rata basis, from the appropriation made by SECTION 1 in the amount of One Hundred Thousand Dollars (\$100,000.00) per year for providing care and maintenance to state orphans to the institutions who are providing such care and maintenance."

Further amend by renumbering the remaining SECTIONS— 7, 8 and 9.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SBs 41 and 205 each correctly enrolled.

Enrolled **SBs 41 and 205** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Sixty-sixth Legislative Day

Wednesday, April 29, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Cobb, Collins, Hall, Herndon, McSpadden, Miskovsky, Morford, Pitcher, Stipe.—9.

The President, Lieutenant Governor George Nigh presiding.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Berrong introduced Senator Max Cook, who served as State Senator from the sixth legislative district from 1949 to 1955 inclusive, and his five year old son, Max, Jr., and asked that Max Jr. be made an Honorary Page for this legislative day, which was the order.

Senator Harris asked that Albert Makesry, Jr. of Bethany, be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin, presiding.

President Pro Tempore Garvin announced the appointment of Senator Easterly as a member of the committee appointed under **SR 38** to replace Senator Bailey.

RESOLUTION

SR 42 was introduced by Senator Land, read at length as follows, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO. 42—By LAND.

A RESOLUTION CONGRATULATING THE INTERNATIONAL PETROLEUM EXPOSITION.

WHEREAS, the 1959 International Petroleum Exposition May 14 through May 23 in Tulsa is the largest and best attended single industry exposition in the world; and

WHEREAS, the year of 1959 is the hundredth anniversary of the petroleum industry and represents a century of progress in the oil industry; and

WHEREAS, the people of the State of Oklahoma take full cognizance of the basic role of petroleum in the great development of our State and resources; and

WHEREAS, the City of Tulsa is known throughout the world as "The Oil Capital of the World" because of its vast amount of resources and people engaged in the oil industry;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the Board of Directors of the International Petroleum Exposition, the President, Mr. W. K. Warren, the General Manager, Mr. William B. Way, the hundreds of exhibitors and the thousands of people throughout the world that will make the 1959 International Petroleum Exposition the greatest ever—be accorded the best wishes and congratulations of the people of the State of Oklahoma for their service to their State and their industry.

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 22—County Government.

HB 716—County Government — Co-authored by Carrier.

HB 765—County Government — Co-authored by Miskovsky.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 283—Public Safety.

HB 774—Judiciary.

HB 588—Public Safety.

HB 737—Revenue and Taxation.

HB 782—Judiciary.

HB 783—County Government.

HB 805—State and Federal Government.

HB 806—State and Federal Government.

HJR 524—State and Federal Government, then to Constitutional Amendments, Initiative and Referendum and Code Revision.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 754—By Nichols, Green, Inman, Langley, Bullard, Lance, Stewart, Howze, Reneau, Bouse, Howe, Murrow, Bower, Karnes, Odom (McIntosh), Ford, Vandiver, Privett, Daniel, Watkins, Bradley (Jefferson), Kardokus, Clark, Roberts, Jones, Lynch, Wilkerson, Johnston, Greenhaw, Daugherty, Ham, Odom (Wagoner), Cox, Forsythe, McCune, Priebe, Sparks and Tinker of the House and Allen and Wilson (Greer) of the Senate—An Act relating to conservation; designating soil conservation district week; providing for appointment by the governor of members of the State Soil Conservation Board; authorizing said board to cooperate and assist conservancy districts for certain purposes; providing for terms of office and manner of election of elective supervisors of soil conservation districts, and fixing qualifications of persons voting at such elections; authorizing expenditure of soil conservation district funds for certain purposes; amending §§ 804A, 804D, 807, and 813 of Title 2, Oklahoma Statutes 1951; and declaring an emergency.

HB 799—By Howard, McCune, Forsythe, Hopkins, Johnston, McGahey and Bradley (Tulsa)—An Act relating to taxation; amending 68 O. S. 1951, § 15.12, which provides procedures for assessment of property, by allowing assessors' advertising of time and place of meeting taxpayers to be carried as standard advertising, rather than as legal notices; repealing conflicting laws and parts of laws; providing for severability; and declaring an emergency.

HB 773—By McGahey, Johnston, McCune, Howard, Bradley (Tulsa), Hopkins and Forsythe—An Act relating to the county probation officer; providing for the employment of office personnel, the payment of same for their services;

amending 10 O. S. A. 116c; 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 3, 41 and 205**.

The above numbered Enrolled Bills referred to the Governor for consideration.

GENERAL ORDER

HJR 532, by Poynor and Wolf of the House and Bailey of the Senate, was read and considered.

Upon motion of Senator Bailey, **HJR 532** was advanced to engrossment.

Upon motion of Senator Bailey, the rules were suspended, and **HJR 532** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 532 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—32.

Excused: Cobb, Collins, Hall, Herndon, McSpadden, Miskovsky, Morford, Pitcher, Stipe.—9.

Not Voting: Fine, Sandlin, Wilson (Beckham).—3.

The Resolution was declared passed.

HJR 532 was properly signed and ordered returned to Honorable House.

Senators Miskovsky, Pitcher, Cobb, Collins and Morford asked to be recorded present, which was the order.

GENERAL ORDER

HB 632, by Bullard, et al, was considered further.

Senator Hamilton moved to amend **HB 632**, line 6, page 5, by striking after the word, "include," and before the word, "the," the words, "but not be limited to," which amendment by unanimous consent, upon request of Senator Grantham, was declared adopted.

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

Senator Grantham moved to amend **HB 632**, line 5, page 7, by striking after the word, "corrections," and before the word, "in," the semi-colon, which amendment was declared adopted.

Upon motion of Senator Grantham, **HB 632**, as amended, was advanced to engrossment.

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

Senators Miskovsky, Dacus and Easterly asked to be made co-authors of **HB 632**, which was the order.

Upon motion of Senator Grantham, the rules of the Senate were suspended, and **HB 632**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 632 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Herndon, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Nay: Allen, Baldwin, Cartwright (Bryan), Collins, Fine, Hamilton, Hope, McClendon, Trent, Walker.—10.

Excused: McSpadden, Stipe.—2.

Not Voting: Cartwright (Seminole), Hall.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breed-en, Carrier, Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Herndon, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Nay: Allen, Baldwin, Cartwright (Bryan), Collins, Fine, Hamilton, Hope, McClendon, Trent, Walker.—10.

Excused: McSpadden, Stipe.—2.

Not Voting: Cartwright (Seminole), Hall.—2.

The emergency was declared passed.

HB 632, as amended, was referred for engrossment.

GENERAL ORDER

Senator Miskovsky moved that **SB 69** be ordered stricken from the Calendar, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 536**.

By unanimous consent, upon request of Senator Kerr, **HCR 536** was considered, read at length as follows, and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 536—By PATTERSON of the House and KERR of the Senate.

A HOUSE CONCURRENT RESOLUTION COMMENDING AND CONGRATULATING FUTURE FARMER OF AMERICA, GEORGE BIGGS, TIPTON CHAPTER, UPON WINNING TOP HONORS IN THE STATE COTTON CONTEST THEREBY BEING CHOSEN AS THE "COTTON KING" OF 1958.

WHEREAS, on April 23, 1959, George Biggs, outstanding Tipton member of the Future Farmers of America was awarded the coveted title of "Cotton King" of 1958 at the Annual Oklahoma F.F.A. Convention in Stillwater; and

WHEREAS, This award testifies to his unmatched ability and skill in winning top honors in the state-wide cotton contest; and

WHEREAS, George Biggs exemplified those qualities of resourcefulness and proficiency in this major area of agriculture that engenders pride in the youth of our State and promotes worthy dedication to our greatest industry.

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

SECTION 1. That we hereby commend and congratulate George Biggs upon being selected as "Cotton King" of 1958 for winning top honors in the state-wide cotton contest.

SECTION 2. That duly certified copies of this Resolution be sent to George Biggs, Tipton, and to his F.F.A. sponsor, Mr. Herman Grizzle, to be placed in the historical records of the Tipton F.F.A. Chapter.

HCR 536 was properly signed and ordered returned to the Honorable House.

Senator Grantham asked to be shown excused until such time as he returns to the Chamber which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring on the Miskovsky motion to reconsider the vote by which **SB 226** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin,

Hall, Hamilton, Hope, Kerr, Land, McClendon, McColgin, Miskovsky, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker.—26.

Nay: Breeden, Dacus, Harris, King, Morford, Ritzhaupt, Wilson (Greer).—7.

Excused: Grantham, McSpadden, Stipe.—3.

Not Voting: Allen, Bailey, Berrong, Boecher, Collins, Herndon, Mahan, Wilson (Beckham).—8.

Senator Miskovsky moved to reconsider the vote by which **SB 226** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Miskovsky moved to reconsider the vote by which **SB 226** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

SB 226 was considered further.

Senator Land asked unanimous consent, which was granted, to be made a co-author of **SB 226**.

Senator Land moved to amend **SB 226**, lines 16 and 17, Page 4, by inserting after the word, "to," on line 16, and before the word, "actions," on line 17, the following: "mental health cases nor," which amendment was declared adopted.

Upon motion of Senator Miskovsky, **SB 226**, as amended, was advanced to engrossment.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **SB 226**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Dacus asked to be shown excused until such time as he returns to the Chamber, which was the order.

THIRD READING

SB 226 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Carrier, Cobb, Collins, Easterly, Field, Fine, Garvin, Hall, Hamilton, Herndon, Kerr, Land, McColgin, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Trent, Walker.—22.

Nay: Berrong, Breeden, Cowden, Harris, King, Mahan, Morford, Pitcher, Ritzhaupt, Wilson (Beckham), Wilson (Greer).—11.

Excused: Dacus, Grantham, McSpadden, Stipe.—4.

Not Voting: Allen, Boecher, Cartwright (Bryan), Cartwright (Seminole), Hope, McClendon, Tipps.—7.

The bill was declared failed of passage.

Senator Cowden presiding.

Senators Dacus and Grantham asked to be recorded present, which was the order.

Senator Grantham presiding.

Senator Miskovsky moved that the Legislative Council be instructed to procure for the State Senate from the department heads of every department in the State of Oklahoma a list of all employees at the beginning of this administration, showing salaries of the employees; and the Council prepare from the official records of the State of Oklahoma a list of all employees of the state who have been discharged or have terminated their services since January 12, showing salaries of these employees, and that the Legislative Council procure for the Senators a list of all of the people who have been hired, engaged or employed by any department under the jurisdiction of the State of Oklahoma, showing salaries at which they have been employed or engaged since the beginning of this administration.

Senator Miskovsky asked unanimous consent to amend his motion to include that the list also show if there is a legislative sponsor, the name of every

sponsor, legislative or otherwise, of each of those individuals on the state payroll, to which Senator Bailey objected.

Senator King raised a point of order against the Miskovsky motion, citing Rule 20-a, which was overruled.

Senator Miskovsky asked unanimous consent, which was granted, to withdraw his pending motion.

President Pro Tempore Garvin presiding.

PENDING CONSIDERATION OF HAS

Senator Hope moved that the Senate refuse to concur in **HAs** to the following numbered bills, that the Honorable House be requested to grant Conferences thereon, the bills as amended to be referred to the General Conference Committee on Appropriations, to be appointed, which motion prevailed:

SBs 28, 42, 48, 51, 62 and 65.

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 185—Education.

SB 210—Education—To Judiciary by reporting committee.

SB 245—Business and Industry.

SB 251—Education—To Appropriations and Budget by previous order.

SB 260—Education.

SB 264—Education—To Judiciary by reporting committee.

HJR 513—Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 518—Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 527—Constitutional Amendments, Initiative and Referendum and Code Revision.

DO PASS, as amended:

SB 111—Planning and Resources.

SB 186—Education.

SB 273—Appropriations and Budget.

SB 275—Education—To Appropriations and Budget by previous order.

HB 549—Appropriations and Budget, as amended by the Insurance Committee.

HB 625—Appropriations and Budget.

HB 772—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 221 correctly engrossed.

Engrossed **SB 221** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 214, by Hamilton, McClendon of the Senate and Ruby et al of the House, was read and considered.

Senator Hope asked unanimous consent, which was granted, to strike the enacting clause.

Senators Sandlin and Tipps asked to be made co-authors of **SB 214**, which was the order.

Upon motion of Senator Hope, **SB 214**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended and **SB 214**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb,

Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: McSpadden, Stipe.—2.

Not Voting: Field, Mahan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: McSpadden, Stipe.—2.

Not Voting: Field, Mahan.—2.

The emergency was declared passed.

SB 214, as amended, was referred for engrossment.

GENERAL ORDER

HB 768, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 768** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended and **HB 768** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 768 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: McSpadden, Stipe.—2.

Not Voting: Field, Hall, Mahan.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: McSpadden, Stipe.—2.

Not Voting: Field, Hall, Mahan.—3.

The emergency was declared passed.

HB 768 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 237, by Pitcher and Tipps of the Senate and Sparkman and Wilkerson of the House, was read and considered.

Upon motion of Senator Pitcher, **SB 237** was advanced to engrossment.

Upon motion of Senator Pitcher, the rules of the Senate were suspended and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Cowden, Dacus, Easterly, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Cartwright (Bryan), Fine, Grantham, McClendon, McColgin.—5.

Excused: McSpadden, Stipe.—2.

Not Voting: Cartwright (Seminole), Collins, Field, Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Cowden, Dacus, Easterly, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Cartwright (Bryan), Fine, Grantham, McClendon, McColgin.—5.

Excused: McSpadden, Stipe.—2.

Not Voting: Cartwright (Seminole), Collins, Field, Mahan.—4.

The emergency was declared passed.

SB 237 was referred for engrossment.

Senator Cowden moved that the Senate work under a Call, which motion was declared adopted.

Upon the roll being called, the following were noted Absent: Senators Cartwright (Seminole), Collins, Field, Mahan and Pitcher.

The Sergeant-at-Arms was instructed to immediately notify the absent members of the Senate's order.

Senators Mahan, Cartwright (Seminole), Pitcher and Collins asked to be recorded present, which was the order.

Senator Mahan asked unanimous consent, which was granted, to be shown excused for the remainder of this legislative day.

GENERAL ORDER

HB 675, by Green et al of the House and Grantham of the Senate, was read and considered.

Senator Miskovsky asked to be made a co-author of **HB 675**, which was the order.

Upon motion of Senator Grantham, **HB 675** was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended and **HB 675** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 675 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—33.

Nay: Cartwright (Bryan), Dacus, Fine, Hamilton, McClendon, Trent, Walker.—7.

Excused: McSpadden, Mahan, Stipe.—3.

Absent: Field.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong,

Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—33.

Nay: Cartwright (Bryan), Dacus, Fine, Hamilton, McClendon, Trent, Walker.—7.

Excused: McSpadden, Mahan, Stipe.—3.

Absent: Field.—1.

The emergency was declared passed.

HB 675 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 155, by Cobb and Cartwright (Bryan), was read and considered.

Upon motion of Senator Cobb, **SB 155** was advanced to engrossment.

Upon motion of Senator Cobb, the rules of the Senate were suspended and **SB 155** 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Hamilton, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Walker.—27.

Nay: Allen, Fine, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—13.

Excused: McSpadden, Mahan, Stipe.—3.

Absent: Field.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, King, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Walker.—30.

Nay: Allen, Fine, Harris, Kerr, McClendon, McColgin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—10.

Excused: McSpadden, Mahan, Stipe.—3.

Absent: Field.—1.

The emergency was declared passed.

SB 155 was referred for engrossment.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 563** and **743**.

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:

SB 284 — By Sandlin, Cartwright (Seminole), Shoemake, Mahan, Kerr and Collins—An Act relating to civil liabilities and litigation; providing that releases shall only release the parties intended to be released by the releasor; entitling persons not released to certain credits; making said Act applicable to

existing releases not finally adjudicated and future releases; declaring the provisions of this Act severable; and declaring an emergency.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

Sixty-seventh Legislative Day

Thursday, April 30, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by the President, Lieutenant Governor George Nigh.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Ber-
rong, Boecher, Breeden, Cartwright
(Bryan), Cartwright (Seminole), Cobb,
Collins, Cowden, Dacus, Easterly, Field,
Fine, Garvin, Grantham, Hall, Hamilton,
Harris, Herndon, Hope, Kerr, King,
Land, McColgin, Morford, Payne, Pazou-
reck, Ritzhaupt, Sandlin, Tipps, Trent,
Walker, Wilson (Beckham), Wilson
(Greer).—36.

Excused: Carrier, Shoemake, Stipe.—
3.

Absent: McClendon, McSpadden, Ma-
han, Miskovsky, Pitcher.—5.

The President declared a quorum pres-
ent.

Prayer was offered by the Chaplain.

The Journal for the last legislative
day was declared approved.

President Pro Tempore Garvin pre-
siding.

MESSAGES FROM HOUSE

Advising fourth reading of and trans-
mitting Enrolled **HBs 589, 613, 722, HJR**
514.

The above numbered Enrolled bills
and resolutions were, after fourth read-
ing, properly signed and ordered re-
turned to the Honorable House.

SECOND READING

The following bills and resolutions

were read the second time and referred
to Committees indicated:

SB 284—Judiciary.

HB 754—Agriculture.

HB 799—County Government.

HB 773—County Government.

Senator Wilson (Beckham) moved
that the Senate work under a Call, which
motion was declared adopted.

Upon the roll being called, the follow-
ing were noted absent: Senators Cobb,
Cartwright (Bryan), Hamilton, Hern-
don, McClendon, McSpadden, Mahan,
Miskovsky and Pitcher.

The Sergeant-at-Arms was instructed
to immediately notify the absent mem-
bers of the Senate's order.

Senator Berrong asked unanimous
consent that Senator Mahan be shown
excused because of illness, which was
the order.

Senator Trent asked unanimous con-
sent that Senator McClendon be shown
excused for this legislative day, which
was the order.

Senator Fine asked unanimous con-
sent that Senator McSpadden be shown
excused for this legislative day, which
was the order.

Senator Tipps asked unanimous con-
sent that Senator Pitcher be shown ex-
cused for this legislative day, which was
the order.

Senator Easterly asked that Senator
Miskovsky be shown excused until such
time as he is able to be present, which
was the order.

Senators Hamilton, Herndon, Cobb and

Cartwright (Bryan) asked to be recorded present, which was the order.

GENERAL ORDER

HB 524, By McCarty, et al of the House and Collins, Field and Stipe of the Senate was read and considered.

Upon motion of Senator Collins, **HB 524** was advanced to engrossment.

Upon motion of Senator Collins, the rules of the Senate were suspended, and **HB 524** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 524 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, Land, McColgin, Payne, Ritzhaupt, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—27.

Nay: Breeden, Cartwright (Seminole), Hall, Harris, King, Morford, Pazoureck, Sandlin, Trent.—9.

Excused: Carrier, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Shoemaker, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Walker, Wilson, (Beckham), Wilson (Greer).—31.

Nay: Breeden, Cartwright (Seminole), Harris, Morford, Trent.—5.

Excused: Carrier, McClendon, McSpad-

den, Mahan, Miskovsky, Pitcher, Shoemaker, Stipe.—8.

The emergency was declared passed.

HB 524 was referred for engrossment.

GENERAL ORDER

SB 260, by Bailey of the Senate and Poynor and Wolf of the House, was read and considered.

Upon motion of Senator Bailey, **SB 260** was advanced to engrossment.

Upon motion of Senator Bailey, the rules of the Senate were suspended and **SB 260** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 260 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright, (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Tipps.—1.

Excused: Carrier, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Shoemaker, Stipe.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright, (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Tipps.—1.

Excused: Carrier, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Shoemaker, Stipe.—8.

The emergency was declared passed.

SB 260 was referred for engrossment.

GENERAL ORDER

HB 509, by Shibley and Finch of the House and Collins of the Senate was read and considered.

Senator Sandlin asked to be made co-author of **HB 509**, which was the order.

Senator Collins moved to amend **HB 509**, line 17, page 2, by adding after the word, "corporation," and the period, the following sentence: "A foreign corporation authorized to do business in the State of Oklahoma shall not be considered to be a non-resident within the meaning of this Act," which amendment was declared adopted.

Upon motion of Senator Collins, **HB 509**, as amended, was advanced to engrossment.

Upon motion of Senator Collins the rules of the Senate were suspended, and **HB 509**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 509 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Carrier, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Shoemaker, Stipe.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Carrier, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Shoemaker, Stipe.—8.

The emergency was declared passed.

HB 509, as amended, was referred for engrossment.

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

GENERAL ORDER

SB 58, by Wilson (Beckham) and Herndon of the Senate and Meacham of the House, was read and considered.

Senator Hamilton moved to amend **SB 58**, lines 16 and 17, page 2, by inserting after the word, "materials," and before the word, "as," the words, "produced at the penitentiary," which amendment was declared adopted.

Senator Baldwin moved to amend **SB 58**, line 18, page 2, by striking the period after the word, "facilities," and adding the following: "providing that the State Board of Affairs shall charge the cost price of making said brick or any other material," which amendment was declared adopted.

Upon motion of Senator Wilson (Beckham), **SB 58**, as amended, was advanced to engrossment.

Upon motion of Senator Wilson (Beckham), 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham).—35.

Nay: Collins, Wilson (Greer).—2.

Excused: Carrier, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham).—35.

Nay: Collins, Wilson (Greer).—2.

Excused: Carrier, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Stipe.—7.

The emergency was declared passed.

SB 58 was referred for engrossment.

GENERAL ORDER

HB 625, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope **HB 625** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended and **HB 625** was considered engrossed and

placed upon third reading and final passage.

THIRD READING

HB 625 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Carrier, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Carrier, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Stipe.—7.

The emergency was declared passed.

HB 625, as amended, was referred for engrossment.

GENERAL ORDER

HB 772, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 772** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended and **HB 772** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 772 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer.)—37.

Excused: Carrier, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer.)—37.

Excused: Carrier, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Stipe.—7.

The emergency was declared passed.

HB 772, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Sandlin asked unanimous consent, which was granted, that consideration of his motion to reconsider the

vote by which **SB 68** failed of passage be extended one legislative day.

GENERAL ORDER

HB 728, by Committee on County, State and Federal Government, was read and considered.

Upon motion of Senator Cowden, **HB 728** was advanced to engrossment.

Upon motion of Senator Cowden, the rules of the Senate were suspended and **HB 728** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 728 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hope, Kerr, King, Land, McColgin, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Wilson (Beckham), Wilson (Greer.)—30.

Nay: Fine, Hamilton, Harris, Herndon, Morford, Tipps, Walker.—7.

Excused: Carrier, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Stipe.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hope, Kerr, King, Land, McColgin, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Wilson (Beckham), Wilson (Greer.)—30.

Nay: Fine, Hamilton, Harris, Herndon, Morford, Tipps, Walker.—7.

Excused: Carrier, McClendon, McSpad-

den, Mahan, Pitcher, Shoemake, Stipe.—
7.

The emergency was declared passed.

HB 728 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 630, by Judiciary Committee, was read, considered and upon request of Senator Grantham further consideration was deferred for this legislative day.

HB 765, by McCarty, et al of the House and Miskovsky of the Senate, was read and considered.

Senator Ritzhaupt moved to amend **HB 765**, line 2, page 2, by striking after the word "Oklahoma" and before the word "is" the rest of line 2, all of lines 3 and 4 to the word "is" and amend the title to conform.

Senator Miskovsky asked unanimous consent, which was granted, that further consideration of **HB 765** and the Ritzhaupt amendment be deferred for this legislative day.

GENERAL ORDER

HJR 527, by Howard and McCune, was read and considered.

Upon motion of Senator Walker, **HJR 527** was advanced to engrossment.

Upon motion of Senator Walker, the rules of the Senate were suspended and **HJR 527** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 527 was read for the third time at length as follows:

HOUSE JOINT RESOLUTION NO. 527—By Howard and McCune.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION AMEND-

ING SECTION 5 OF ARTICLE III, WHICH REQUIRES PRIMARY ELECTIONS OF ALL CANDIDATES FOR PUBLIC OFFICE, BY ALLOWING CANDIDATES FOR THE OFFICE OF PRESIDENTIAL ELECTOR TO BE NOMINATED AT CONVENTIONS OF THEIR POLITICAL PARTIES; PROVIDING A BALLOT TITLE; ORDERING THE FILING THEREOF; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people of the State of Oklahoma, for their approval or rejection, as and in the manner provided by law, an amendment to the Constitution of Oklahoma, amending Section 5, Article III, Oklahoma Constitution, to read as follows:

§ 5. The Legislature shall enact laws providing for a mandatory primary system, which will provide for the nomination of all candidates in all elections for State, District, County, and municipal officers, for all political parties, including United States Senators, except for the office of Presidential Electors who shall be nominated by the regularly called conventions of the various political parties and the chairman and secretary of each political party convention shall certify the names of said nominees to the Secretary of the State Election Board. Provided, however, this provision shall not exclude the right of the people to place on the ballot by petition any non-partisan candidate.

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 III of the Constitution of the State of Oklahoma, which requires the nomination of all candidates for public office by primary election, by allowing candidates for the office of Presidential Elector to be nominated at conventions of the political parties,

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

- YES
- NO

SECTION 3. The Speaker of the House of Representatives shall, immediately after the adoption of this Resolution, prepare and file one copy thereof, including the above ballot title, with the Secretary of State, and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the date of the regular general election in 1960, or on the date of any earlier statewide election, 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 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herdon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Collins, Fine, Miskovsky.—3.

Excused: Carrier, McClendon, Mc-

Spadden, Mahan, Pitcher, Shoemake, Stipe.—7.

The resolution was declared passed.

The question being, "Shall HJR 527, by Howard and McCune entitled: A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION AMENDING SECTION 5 OF ARTICLE III, WHICH REQUIRES PRIMARY ELECTIONS OF ALL CANDIDATES FOR PUBLIC OFFICE, BY ALLOWING CANDIDATES FOR THE OFFICE OF PRESIDENTIAL ELECTOR TO BE NOMINATED AT CONVENTIONS OF THEIR POLITICAL PARTIES: PROVIDING A BALLOT TITLE; ORDERING THE FILING THEREOF; AND ORDERING 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 throughout the State on the date of the regular general election in 1960, or on the date of any earlier statewide election, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the regular general election in 1960, or on the date of any earlier statewide election, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herdon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Collins.—1.

Excused: Carrier, McClendon, McSpadden, Mahan, Pitcher, Shoemake, Stipe.—7.

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 527 was properly signed and ordered returned to the Honorable House.

Senator Wilson (Beckham) moved that the Call of the Senate be lifted, which motion prevailed.

Senator Wilson moved that when the Clerk's desk is cleared the Senate adjourn to meet at 1:30 p. m. Monday, May 4.

FIRST READING

The following bills were introduced and read the first time:

SB 285—By Tipps—An Act relating to county officers; creating the office of county inspector and providing for the manner of appointment of that officer; prescribing his duties and salary; requiring establishment and use of central county warehouse; making violations felonies; providing for severability; and declaring an emergency.

SB 286—By Field—An Act relating to schools; amending 70 O. S. 1951, § 1-14, as amended by Section 1, Chapter A, Title 70. Page 374 Oklahoma Session Laws 1953 (70 O. S. Supp. 1957, § 1-14) which defines "residence" for school purposes, by allowing free transfer of pupils whose parents maintain more than one (1) residence; 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 230—Appropriations and Budget.

SB 251—Appropriations and Budget.

HB 523—Appropriations and Budget.

DO PASS, as amended:

SB 275—Appropriations and Budget—Coauthored by Grantham.

SB 249—Insurance.

HB 610—Insurance.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 632, and **SBs 155, 214** and **237** each correctly engrossed.

SR 42 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 632**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 155, 214** and **237** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 42** was properly signed and ordered transmitted to the Secretary of State.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 20** was read and consideration deferred:

To the President of the Senate and
The Speaker of the House of
Representatives

Sirs:

We, your Conference Committee, to whom was referred Engrossed Senate Bill 20 and House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

No. 1. That the Senate concur in House Amendments 1, 2, 3, 4, and 5.

No. 2. That the Conference Committee considers the striking of the emergency Section by the Honorable House as an amendment to the Bill and recom-

mends that the emergency clause be re-attached thereto.

Respectfully submitted,

For the Senate:	For the House:
Ritzhaupt	Bullard,
Trent	Chairman
Pazoureck	Roberts
Morford	Fuller
	Nance
	Larason

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet on Monday, May 4, at 1:30 p. m.

Sixty-eighth Legislative Day

Monday, May 4, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Cobb, McSpadden, Mahan, Tipps.—4.

The President, Lieutenant Governor George Nigh, presiding.

The President declared a quorum present.

Prayer was offered by the Chaplain, Reverend H. E. Alsup, Minister of the First Baptist Church, Madill.

The Journal for the last legislative day was declared approved.

Senator Allen asked unanimous consent that Jammye Clark of Tuttle be made an Honorary Journal Clerk for this legislative day, which was the order.

President Pro Tempore Garvin presiding.

RESOLUTIONS

SR 43 was introduced by Senator Kerr, read at length as follows, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO. 43—By Kerr.

A SENATE RESOLUTION RELATING TO THE SOUTHWEST AREA INDUSTRIAL TOUR, SPONSORED BY THE OKLAHOMA DEVELOPMENT COUNCIL; AUTHORIZING AND DIRECTING THE PRESIDENT PRO TEMPORE OF THE SENATE TO APPOINT TWO (2) MEMBERS OF THE SENATE TO PARTICIPATE IN SAID TOUR; DIRECTING THE PAYMENT, FROM MONIES APPROPRIATED TO THE STATE SENATE, OF NECESSARY TRAVEL AND OTHER EXPENSES OF MEMBERS PARTICIPATING IN SAID TOUR.

WHEREAS, the Oklahoma Development Council is sponsoring a Southwest Area Industrial Tour which will center in New York City during the week of May 10-16, 1959; and

WHEREAS, more than thirty representatives from sixteen communities in Oklahoma are planning to participate in this industrial promotion tour; and

WHEREAS, tour participants will contact manufacturing concerns which have expressed an interest in Oklahoma through their response to a letter from Governor J. Howard Edmondson; and

WHEREAS, the Oklahoma Legislature has demonstrated a sincere interest in promoting Oklahoma's industrial program through the enactment of legislative measures conducive to a favorable program for industrial growth in Oklahoma; and

WHEREAS, legislative participation in this tour will reassure prospective

Oklahoma manufacturing concerns contacted during this tour of the progressive policy of the Oklahoma Legislature to encourage industrial development in this state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The President Pro Tempore of the Senate is hereby authorized and directed to appoint two (2) members of the Senate to participate in the Oklahoma Development Council Southwest Area Industrial Tour, during the week of May 10-16, 1959, with activities centered in New York City.

SECTION 2. Members appointed pursuant to Section 1 hereof shall be reimbursed, from monies appropriated to the State Senate, for necessary travel and other expenses incurred in participating in said tour.

SCR 13 by Cowden of the Senate and Cox and Hall of the House, was introduced by Senator Cowden, and read at length, following which Senators Collins, Miskovsky, Walker, Grantham, Baldwin, Dacus and Field asked to be made co-authors, which was the order.

SCR 13, as co-authored, was read at length as follows, adopted upon motion of Senator Cowden and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 13—by Cowden, Collins, Miskovsky, Walker, Grantham, Dacus and Field of the Senate and Cox and Hall, of the House.

A CONCURRENT RESOLUTION COMMENDING BO BELCHER AND THE CITIZENS OF CHANDLER, OKLAHOMA; EXPRESSING THE APPRECIATION OF THE TWENTY-SEVENTH LEGISLATURE FOR THEIR ACCOMPLISHMENTS IN THE FIELD OF JUVENILE TRAINING, AND THE RECOGNITION THEY

HAVE BROUGHT TO OKLAHOMA; AND DIRECTING THAT CERTIFIED COPIES OF THIS RESOLUTION BE MAILED TO MR. BELCHER, AND THE SECRETARY OF THE CHAMBER OF COMMERCE OF CHANDLER, OKLAHOMA.

WHEREAS, on the 25th day of March, 1958, Bo Belcher, with and through the cooperation of the citizens of Chandler, Oklahoma, erected the Chandler Baseball Camp near that city; and

WHEREAS, the erection of this camp required substantial financial aid, work, planning and foresight, all of which were supplied generously and in ample quantity by Bo Belcher and the citizens of Chandler; and

WHEREAS, this camp now serves and will continue to serve in the near future as a preventive to child delinquency, and is providing a great character building program for our future generations; and

WHEREAS, this camp has in the short period of one year gained national reputation as a wholesome training program for boys between the ages of eight and eighteen years; and

WHEREAS, the Twenty-seventh Oklahoma Legislature is deeply appreciative of the fine work being done by Bo Belcher and the citizens of Chandler in developing competitive spirit and responsibility in our citizens of tomorrow;

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

SECTION 1. That this Twenty-seventh Oklahoma Legislature does hereby officially commend Mr. Bo Belcher and the citizens of Chandler, Oklahoma, for the great accomplishments described in this Resolution, the splendid training they are providing for the teen-age boys of Oklahoma, and neighboring states,

and the credit which this program reflects upon the State of Oklahoma.

SECTION 2. That a certified copy of this Resolution be mailed to Mr. Bo Belcher, and to the Secretary of the Chamber of Commerce of Chandler, Oklahoma.

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 528—Roads and Highways.

WITHOUT RECOMMENDATION:

SB 270—Roads and Highways.

FIRST READING

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

SB 287—By Easterly—An Act making an appropriation to the Oklahoma State Legislature; stating the purpose; providing for approval of claims; providing for severability; and declaring an emergency.

SB 288—By Shoemake—An Act relating to State parks, lakes and recreation areas; amending 74 O. S. 1951, § 351 1, which authorizes certain contracts and leases of portions of such lands, by raising performance bond requirements in that section; requiring performance bonds from all persons bidding on contracts or leases, involving State parks, lakes or recreation areas; requiring notice of the consideration of bids on park contracts and leases to be published; providing for severability; and declaring an emergency.

SJR 24—By Miskovsky—A Joint Resolution taking note of the present condition of the Executive Mansion of the State of Oklahoma and of the desirability of repairing and renovating the same; appropriating One Hundred Thousand Dollars (\$100,000.00) for such purposes; making State Board of Affairs

contracting agency; making appropriation nonfiscal; providing for severability; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 285—County Government.

SB 286—Education.

GENERAL ORDER

SB 275, by Bailey and Grantham of the Senate and Poynor and Wolf of the House, was read and considered.

Upon motion of Senator Bailey, **SB 275** was advanced to engrossment.

Senators Easterly, Baldwin, Walker, Pitcher, Kerr, Herndon, Pazoureck, Field, Payne, Hall, Shoemake, Miskovsky and McColgin asked to be made co-authors of **SB 275**, which was the order.

Upon motion of Senator Bailey, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cobb, McSpadden, Mahan, Tipps.—4.

Not Voting: Sandlin.—1.

The bill was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cobb, McSpadden, Mahan, Tipps.—4.

Not Voting: Sandlin.—1.

The emergency was declared passed.

SB 275 was referred for engrossment.

Senator Cowden moved that the Senate request the Honorable House to return **HB 728** for the purpose of reconsidering the vote by which the bill was passed, which motion was declared adopted.

Senator Hamilton asked that he, Senators Cowden, Collins, Easterly and Wilson (Greer) be excused until such time as they return to the Chamber, which was the order.

GENERAL ORDER

SB 230, by Hamilton, Morford, Fine, King, Tipps, McClendon and Cobb was read and considered.

Upon motion of Senator Hope, the enacting clause to **SB 230** was ordered stricken.

Upon motion of Senator Hope, **SB 230**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 230**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Herndon asked to be shown excused until such time as he returns to the Chamber, which was the order.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham).—33.

Excused: Cobb, Collins, Cowden, Easterly, Hamilton, Herndon, McSpadden, Mahan, Tipps, Wilson (Greer).—10.

Not Voting: Sandlin.—1.

The bill was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham).—33.

Excused: Cobb, Collins, Cowden, Easterly, Hamilton, Herndon, McSpadden, Mahan, Tipps, Wilson (Greer).—10.

Not Voting: Sandlin.—1.

The emergency was declared passed.

SB 230 was referred for engrossment.

GENERAL ORDER

SB 35, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, **SB 35** was advanced to engrossment.

Upon motion of Senator Hope, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Walker, Wilson (Beckham).—31.

Excused: Cobb, Collins, Cowden, Easterly, Hamilton, Herndon, McSpadden, Mahan, Tipps, Wilson (Greer).—10.

Not Voting: Pazoureck, Sandlin, Trent.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Walker, Wilson (Beckham).—31.

Excused: Cobb, Collins, Cowden, Easterly, Hamilton, Herndon, McSpadden, Mahan, Tipps, Wilson (Greer).—10.

Not Voting: Pazoureck, Sandlin, Trent.—3.

The emergency was declared passed.

SB 35 was referred for engrossment.

GENERAL ORDER

HB 549, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 549** was advanced to engrossment.

Upon motion of Senator Hope, 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 question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham).—33.

Excused: Cobb, Collins, Cowden, Easterly, Hamilton, Herndon, McSpadden, Mahan, Tipps, Wilson (Greer).—10.

Not Voting: Cartwright (Bryan).—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham).—33.

Excused: Cobb, Collins, Cowden, Easterly, Hamilton, Herndon, McSpadden, Mahan, Tipps, Wilson (Greer).—10.

Not Voting: Cartwright (Bryan).—1.

The emergency was declared passed.

HB 549 was referred for engrossment.

GENERAL ORDER

SB 273, by Shoemake of the Senate and Ruby of the House, was read and considered.

Senator Shoemake asked unanimous

consent that Representatives Haworth and Spraker be made co-authors of **SB 273**, which was the order.

Senators Fine and King asked to be made co-authors of **SB 273**, which was the order.

Senator Land moved to amend **SB 273** by striking the word, "the," at the end of line 6, page 1, all of lines 7, 8, 9 and 10 on page 1, and all of lines 1 to 14, inclusive on page 2, and substituting the words, "Tulsa, Oklahoma," which amendment was declared failed of adoption.

Upon motion of Senator Hope, **SB 273** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 273** was considered engrossed and placed upon third reading and final passage.

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

THIRD READING

SB 273 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McCollgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham).—32.

Excused: Cobb, Collins, Cowden, Easterly, Hamilton, McSpadden, Mahan, Tipps, Wilson (Greer).—9.

Not Voting: Baldwin, Cartwright (Bryan), Pitcher.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher,

Breeden, Carrier, Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McCollgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham).—32.

Excused: Cobb, Collins, Cowden, Easterly, Hamilton, McSpadden, Mahan, Tipps, Wilson (Greer).—9.

Not Voting: Baldwin, Cartwright (Bryan), Pitcher.—3.

The emergency was declared passed.

SB 273 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 528**, as amended.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 503—By Sparger, Graves, Nance, Hargrave and Forsythe—An Act fixing the annual salaries of certain elective officers of the State of Oklahoma; amending 74 O. S. 1951, § 250, as amended by Title 74, Chapter 10, Oklahoma Session Laws 1957, pages 525-527 (74 O. S. Supp. 1957, § 250); repealing 74 O. S. 1951, § 250.1 and conflicting laws; making provisions of the Act severable.

HB 674—By Water Resources Committee—An Act pertaining to conservation of natural resources; defining terms; providing for the creation of watershed improvement districts within one or more soil conservation districts, upon petition of landowners, for planning and accomplishing programs for control of water and prevention of floods and erosions; making such districts governmental subdivisions with the powers incident to such status; prescribing standards for determining area to be included; requiring certain information in landowners' petitions and directing that they

be filed with officials of existing soil districts; providing for appointment of a council by such officials and directing such council, after public notice and hearing, to determine need for district and to submit questions of creation of district to affected voters by referendum; prescribing general manner of such notice, hearing and election; prescribing method of certification of districts so created; providing for the election and manner thereof of a board of directors and its officers after certification; authorizing such board to tax, acquire property rights and interests and deal with them in conformity with the purposes of this Act, to exercise right of condemnation, construct, improve and maintain structures, hire necessary employees, contract, sue and be sued, promulgate rules, borrow money for prescribed purposes, and to exercise certain other authorities incidental to such powers; providing for the preparation, publication and adoption or rejection of the plan of improvements for which a district is organized hereunder; providing for appointment of appraisers, and notice of and objections to their appraisal of land affected and benefits conferred thereto by the proposed plan, and for appeal from the confirmation of such plan; making certain lands otherwise exempt assessable for charges under this Act, if benefited thereby; providing for remedy of procedural defects, and that certain of such defects shall not make procedures under this Act invalid; providing for the issuance of bonds and the prerequisites therefor, including an election; providing for the manner of assessment and collection of taxes imposable under this Act; making persons or officers mentioned subject to legal or equitable actions to compel performance of duties required by this Act; providing for addition or detachment of land to or from districts created by this Act and for discontinuance of any such district upon petition and

hearing after five (5) years from its creation; providing for transition of "conservancy" districts to districts under this Act, by vote of fifty-one per cent (51%) of landowners affected; providing for severability; and declaring an emergency.

HB 713—By Privett, Briscoe, Stewart, Burnham and McGahey—An Act relating to election officials.

HB 748—By Shoemake, Gotcher, Wolf, Daugherty, Van Hooser, Forsythe and Hopkins of the House and Wilson (Greer) and Stipe of the Senate—An Act relating to penal institutions; amending 57 O. S. 1951 § 139, which provides for furnishing convicts with clothing, transportation, and funds when discharged, by raising the amount of money furnished from Five Dollars (\$5.00) to Thirty Dollars (\$30.00); and declaring an emergency.

HB 749—By Briscoe, Camp, Garrison, McCarty, Privett and Poynor of the House and McSpadden and Tipps of the Senate—An Act relating to the Department of Public Safety.

HB 801—By Shoemake, Ozmun and Spear—An Act relating to civil procedure; amending 12 O. S. 1951 § 1272, as amended, which prescribes residence requirements for divorce actions, by requiring residence of one month in county where action is filed; and declaring an emergency.

HB 802—By Ruby and Levergood—An Act relating to civil procedure; amending 12 O. S. 1951 § 171, as amended, which provides for service by publication and prerequisites therefor, by removing previous restrictions on verification for such service by party's attorney; and declaring an emergency.

HB 810—By Howard, McCune, Forsythe, Hopkins, Johnston, McGahey, and Bradley (Tulsa)—An Act relating to criminal procedures; amending 22 O. S. 1951, § 441, which provides for investigation of crimes by grand juries, and

transfer of indictments resulting therefrom, by clarifying optional nature of grand jury's investigations of routine crimes; providing for severability; and declaring an emergency.

HB 814—By McCune, Bradley (Tulsa), Howard, Hopkins, Forsythe and McGahey of the House and Miskovsky of the Senate—An Act relating to elections; amending Title 26 O. S. 1951, Section 551, as amended by Section 1, Chapter 17, Oklahoma Session Laws 1957; relating to the payment of election expenses and prescribing the amount of contributions to be made by the State Election Board per precinct in counties in which voting machines are used; and declaring an emergency.

The above numbered **HBs** were read for the first time.

Senator Harris asked that he and Senator Cartwright (Bryan) be shown excused until such time as they return to the Chamber, which was the order.

GENERAL ORDER

SB 111, by Shoemake and Allen, was considered further.

Senator King moved to amend **SB 111**, line 16, page 3, by striking the word, "all," and inserting the word, "any," which amendment was declared adopted.

Senator Fine raised the question of "no quorum", and upon the roll being ordered called, President Pro Tempore Garvin declared a quorum present.

Senator Cartwright (Seminole) moved to amend **SB 111**, line 2, page 31, by striking after the word, "it," the words, "and all peace officers of this State," which by unanimous consent, upon request of Senator Shoemake, was declared adopted.

Upon motion of Senator Shoemake, **SB 111**, as amended, was advanced to engrossment.

Upon motion of Senator Shoemake, the rules of the Senate were suspended,

and **SB 111**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 111 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Walker, Wilson (Beckham).—28.

Nay: McClendon.—1.

Not Voting: Baldwin, Morford, Pazoureck, Trent.—4.

Excused: Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Hamilton, Harris, McSpadden, Mahan, Tipps, Wilson (Greer).—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham).—30.

Excused: Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Hamilton, Harris, McSpadden, Mahan, Tipps, Wilson (Greer).—11.

Not Voting: Baldwin, Morford, Pazoureck.—3.

The emergency was declared passed.

SB 111 was referred for engrossment.

Senator Trent asked to be shown excused for the remainder of this legislative day, which was the order.

Senators Cowden, Hamilton, Easterly, Collins and Wilson (Greer) asked to be recorded present, which was the order.

GENERAL ORDER

SB 143, by Breeden, Stipe and McSpadden, was read and considered.

Senator Bailey asked to be excused for the remainder of this legislative day, which was the order.

Senator King moved to amend **SB 143**, line 1, page 4, by inserting after the word, "by," and before the word, "at," the words, "owners of," and striking the word, "landowners," on line 2 and inserting the word, "land area," which amendment was declared adopted.

Senator Baldwin moved to amend **SB 143**, line 12, page 3, by striking Sub-section (a) of Section 3 and renumbering the sub-sections, which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 143**, line 11½, page 3, by adding after the period a new paragraph as follows: "Provided this Act shall in no way limit the control of any lake owned by a city or town by the governing body of such city or town," which amendment was declared adopted.

Upon motion of Senator Breeden, **SB 143**, as amended, was advanced to engrossment.

Upon motion of Senator Breeden, the rules of the Senate were suspended, and **SB 143**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 143 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cowden, Dacus, Field, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Wilson (Beckham), Wilson (Greer).—27.

Nay: Cartwright (Bryan), Fine, Ham-

ilton, Land, McClendon, Shoemaker, Walker.—7.

Excused: Bailey, Cobb, McSpadden, Mahan, Tipps, Trent.—6.

Not Voting: Collins, Easterly, Miskovsky, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Wilson (Beckham), Wilson (Greer).—32.

Nay: Fine, Hamilton, Walker.—3.

Excused: Bailey, Cobb, McSpadden, Mahan, Tipps, Trent.—6.

Not Voting: Collins, Easterly, Miskovsky.—3.

The emergency was declared passed.

SB 143, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Sandlin asked unanimous consent, which was granted, that the time be extended one legislative day for consideration of his motion to reconsider the vote by which **SB 68** failed of passage.

GENERAL ORDER

SB 249, by Insurance Committee, was read and considered.

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

Upon motion of Senator Field, **SB 249** was advanced to engrossment.

Upon motion of Senator Field, the rules of the Senate were suspended and **SB 249** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 249 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham), Wilson (Greer).—34.

Nay: Stipe, Walker.—2.

Excused: Bailey, McSpadden, Mahan, Tipps, Trent.—5.

Not Voting: Collins, Harris, Miskovsky.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham), Wilson (Greer).—34.

Nay: Stipe, Walker.—2.

Excused: Bailey, McSpadden, Mahan, Tipps, Trent.—5.

Not Voting: Collins, Harris, Miskovsky.—3.

The emergency was declared passed.

SB 249 was referred for engrossment.

Senator Field presiding.

GENERAL ORDER

HB 769, by Sparks and Bond (Stephens), was read and considered.

Senators Collins, Payne, Kerr, Allen, Breeden, Carrier and Dacus asked to be

made co-authors of **HB 769**, which was the order.

Senator Wilson (Beckham) moved to amend **HB 769**, line 6, page 2, by adding a new Section 2, as follows: "Section 2. Section 1, Chapter 19, Title 39, page 411, Oklahoma Session Laws 1957 (39 O. S. Supp. 1957, Sec. 651) is hereby amended to read as follows: § 651. JURISDICTION—LIMITATIONS — All justices of the peace, shall exercise the jurisdiction conferred by this Act, and while sitting in the exercise of said jurisdiction shall be known and referred to as the small claims court; provided that the jurisdiction of such court, when sitting as a small claims court, shall be confined to cases for the recovery of money in the nature of contract or tort other than slander or libel only where the amount claimed does not exceed One Hundred Forty (\$140.00) Dollars. Provided, however, that no action may be brought in the small claims court by any person, firm, partnership, association or corporation engaged, either primarily or secondarily, in the business of lending money at interest, nor by any collection agency or collection agent.

Any action brought under this Act may be commenced and maintained in the city or county in which the defendant, or any such defendant resides at the commencement of the action."

Renumber succeeding sections accordingly and amend the title to conform, which amendment was declared adopted.

Upon motion of Senator Collins, **HB 769**, as amended, was advanced to engrossment.

Upon motion of Senator Collins, the rules of the Senate were suspended and **HB 769**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 769 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: McClendon.—1.

Excused: Bailey, McSpadden, Mahan, Tipps, Trent.—5.

Not Voting: Harris, Land, Stipe.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Bailey, McSpadden, Mahan, Tipps, Trent.—5.

Not Voting: Harris, Land, Stipe.—3.

The emergency was declared passed.

HB 769, as amended, was referred for engrossment.

GENERAL ORDER

Senator Wilson (Beckham) asked unanimous consent, which was granted, that **HB 716**, by Romang of the House and Carrier of the Senate, be stricken from the Calendar.

THIRD READING

Senator Payne asked unanimous consent, which was granted that **SB 229** be ordered withdrawn from the Calendar

and referred to the Committee on Revenue and Taxation.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn, which motion was declared adopted.

FIRST READING

By unanimous consent, the following bills and/or resolutions were introduced and read the first time:

SB 289—By Pitcher and Hall—An Act relating to agriculture; providing for the establishment of a Disaster Contingency Fund to be operated and maintained by the State Department of Agriculture; providing that voluntary contributions may be made thereto by various segments of agriculture; providing for utilization of such fund for the payment for losses by owners of livestock and agricultural products, incurred by official action or order of State Board of Agriculture, and the manner of approval and payments thereof; providing for claims, determination thereof, appeals from adverse determinations, and hearings thereon; giving unpaid prior claims priority at beginning of fiscal year; providing for severability; and declaring an emergency.

SB 290—By Miskovsky—An Act pertaining to licensing of coin operated music or amusement devices; providing for special licenses under certain conditions; amending 68 O. S. 1951 Section 1547 repealing Acts in conflict herewith; 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:

HB 561—Appropriations and Budget.

DO PASS, as amended:

SB 195—Appropriations and Budget—Cartwright (Seminole), principal author.

HB 580—Appropriations and Budget — as amended by Agriculture Committee.

HB 685—Municipal Government.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to En-grossed **HB 502** and requesting Confer-ence.

MESSAGES FROM HOUSE

Advising fourth reading of and trans-mitting Enrolled **HBs 675, 768, 528, HJR 532**.

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 transmit-ting for signature Enrolled **HCR 536**.

The above numbered Enrolled resolu-tion was properly signed and ordered returned to the Honorable House.

MESSAGES FROM GOVERNOR

Advising approval by him, May 1, 1959, of Enrolled **SBs 3, 31, 41, 205**, en-titled:

ENROLLED SENATE BILL NO. 3—
By Collins, Allen, Bailey, Baldwin, Ber-rong, Cartwright (Bryan), Dacus, East-erly, Field, Fine, Grantham, Hall, Ham-ilton, Harris, Kerr, King, Mahan, Mc-Clendon, McSpadden, Miskovsky, Mor-ford, Pitcher, Ritzhaupt, Stipe, Walker and Wilson (Greer) of the Senate and Fuller, Arrington, Bouse, Briscoe, Bul-lard, Burnham, Cartwright, Converse, Cook, Craig, Davis, Etling, Ford, Foster, Hargrave, Howe, Hurst, Karnes, Lara-son, Lollar, Mitchell, Mountford, Mur-row, Ozmun, Poynor, Reneau, Richard-son, Roberts, Rogers, Ruby, Skeith, Sparkman, Sparks, Taliaferro, Vandiver, Wheatley, Wilkerson and Wolf of the House.

AN ACT MAKING AN EMERGEN-

CY APPROPRIATION TO THE OKLA-HOMA STATE REGENTS FOR HIGH-ER EDUCATION; PROVIDING FOR THE ALLOCATION OF FUNDS TO CONSTITUENT INSTITUTIONS; PRO-VIDING LEGISLATIVE INTENT; PRO-VIDING FOR SAID APPROPRIATION TO BE ENCUMBERED AND EXPEND-ED WITHIN NINETY DAYS AFTER CLOSE OF THE FISCAL YEAR; MAK-ING PROVISIONS OF THIS ACT SEV-ERABLE; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 31—
By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING APPROPRIA-TIONS TO THE OFFICE OF THE LIEUTENANT GOVERNOR; PROVID-ING THAT THE LIEUTENANT GOV-ERNOR SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOY-EEES WITHIN CERTAIN LIMITA-TIONS; PROVIDING THAT THE AP-PROPRIATIONS SHALL BE FIS-CAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 41—
By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING AN APPROPRI-ATION TO THE STATE BOARD OF EDUCATION; STATING THE PUR-POSE; AUTHORITY FOR THE AP-POINTMENT AND COMPENSATION OF PERSONNEL; MAKING THE AP-PROPRIATION FISCAL; MAKING THE PROVISIONS OF THIS ACT SEV-ERABLE; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 205—
By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING APPROPRIA-TIONS TO THE STATE ELECTION BOARD FOR THE PURPOSE OF PAY-ING THE EXPENSES OF ANY SPE-

CIAL ELECTION; STATING THE FUNDS FROM WHICH THE APPROPRIATIONS ARE TO BE MADE; MAKING THE APPROPRIATIONS NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SBs 58 and 260 and HBs 509, 524, 625 and 772 each correctly engrossed.

Engrossed **SBs 58 and 260** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **SAs** to and Engrossed **HBs 509, 524, 625 and 772**, each as amended, were properly signed and ordered returned to the Honorable House.

As provided under the Payne motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Sixty-ninth Legislative Day

Tuesday, May 5, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Easterly, Hall, Harris, Mahan, Pitcher, Sandlin, Stipe, Tipps.—8.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Payne asked unanimous consent that Brent Botts of Oklahoma City, two years old, be made an Honorary Page for this legislative day, which was the order.

Senator Dacus asked unanimous consent that Janet Edson, five years old, be made Honorary Journal Clerk for this legislative day, which was the order.

Senator Field asked unanimous consent that Sandra Fincker and Sherril Etling, both thirteen years old, be made Honorary Journal Clerks for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 210—Judiciary.

SB 264—Judiciary.

HB 542 — Judiciary — To Appropriations and Budget by previous order.

HB 543 — Judiciary — To Appropriations and Budget by previous order.

HB 558 — Judiciary — To Appropriations and Budget by previous order.

HB 682 — Judiciary — To Appropriations and Budget by previous order.

HB 718—Judiciary.

HB 726—Judiciary.

HB 736—Judiciary.

HB 747—Judiciary.

HB 774 — Judiciary — Co-authored by Harris and Berrong.

DO PASS, as amended:

SB 279—Education.

HB 548 — Judiciary — To Appropriations and Budget by previous order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 549 and 769 and SCR 13, SBs 35, 111, 230, 249, 273 and 275 each correctly engrossed.

SR 43 correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 549 and 769**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 13**, **SBs 35, 111, 230, 249, 273** and **275** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 43** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

The following bill was introduced and read the first time:

SB 291--By Land--An Act relating to state institutions; appropriating Two Million Dollars (\$2,000,000.00) for the construction of a hospital for mentally retarded children at or near Tulsa, Oklahoma; making the State Board of Affairs the contracting agency therefor; making appropriation non-fiscal; providing for severability; and declaring an emergency.

Senator Grantham asked to be shown excused until such time as he returns to the Chamber, which was the order.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 287--Appropriations and Budget.

SB 288--Parks and Recreation.

SB 289--Agriculture.

SB 290--Business and Industry.

SJR 24--Senator Miskovsky asked unanimous consent that **SJR 24** be ordered printed and placed upon the Calendar without reference to a committee, to which Senator Hope objected.

Senator Miskovsky moved that **SJR 24** be ordered printed and placed upon the Calendar without reference to a committee.

Senator Payne, as a substitute, moved that **SJR 24** be referred to the Committee on Appropriations and Budget.

Senator Hope moved that the previous question be put, which motion was declared adopted.

The vote occurring on the Payne motion, it was declared adopted.

HB 503--State and Federal Government.

HB 674--State and Federal Government, then to Revenue and Taxation.

HB 713--Privileges and Elections.

HB 748--Penal Institutions.

HB 749--Public Safety.

HB 801--Judiciary.

HB 802--Judiciary.

HB 810--Criminal Jurisprudence.

HB 814--Privileges and Elections.

Senator Baldwin asked unanimous consent that **HB 583** be withdrawn from the Committee on State and Federal Government and referred to the Committee on Public Health and then to the Committee on Appropriations and Budget, which was the order.

Senator Miskovsky asked unanimous consent that **SJR 24** be ordered withdrawn from the Committee on Appropriations and Budget, which was the order.

Senator Miskovsky asked unanimous consent that further consideration of **SJR 24** be indefinitely postponed, which was the order.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HB 691, by Fuller, was read and considered.

Upon motion of Senator Miskovsky, **HB 691** was advanced to engrossment.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **HB 691** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 691 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cobb, Cowden, Dacus, Field, Fine, Garvin, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Berrong, Easterly, Grantham, Hall, Harris, Mahan, Pitcher, Sandlin, Stipe, Tipps.—10.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins, Trent.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cobb, Cowden, Dacus, Field, Fine, Garvin, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Berrong, Easterly, Grantham, Hall, Harris, Mahan, Pitcher, Sandlin, Stipe, Tipps.—10.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins, Trent.—4.

The emergency was declared passed.

HB 691 was properly signed and ordered returned to Honorable House.

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

GENERAL ORDER

HB 580, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Senator Hope asked unanimous consent that the enacting clause to **HB 580** be ordered stricken, which was the order.

Upon motion of Senator Hope, **HB**

580, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 580** was considered engrossed and placed upon third reading and final passage.

Senator Dacus asked to be shown excused until such time as he returns to the Chamber.

THIRD READING

HB 580 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cobb, Cowden, Field, Fine, Garvin, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Berrong, Dacus, Easterly, Grantham, Hall, Harris, Mahan, Pitcher, Sandlin, Stipe.—10.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins, Morford.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cobb, Cowden, Field, Fine, Garvin, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Berrong, Dacus, Easterly, Grantham, Hall, Harris, Mahan, Pitcher, Sandlin, Stipe.—10.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins, Morford.—4.

The emergency was declared passed.

HB 580 was referred for engrossment.

GENERAL ORDER

HB 561, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Senator Hope asked unanimous consent, which was granted, that the enacting clause to **HB 561** be stricken.

Upon motion of Senator Hope, **HB 561**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent, which was granted, that **HB 561**, as amended, be considered engrossed and placed upon third reading and final passage.

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

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:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cobb, Cowden, Dacus, Field, Garvin, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Excused: Berrong, Easterly, Grantham, Hall, Harris, Mahan, Pitcher, Sandlin, Stipe.—9.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins, Fine, McClendon, Morford.—6.

The bill was declared passed.

Senator Hope asked unanimous consent, which was granted, that the emergency section to **HB 561** be stricken and the title amended to conform.

HB 561, as amended, was ordered referred for engrossment.

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

Senator Hamilton asked that he and

Senators, Breeden, Wilson (Greer), Cowden and Hope be shown excused until such time as they return to the Chamber, which was the order.

GENERAL ORDER

HB 689, by Fuller and Ruby, was read and considered.

Senator King moved to amend **HB 689**, by adding after the word "Oklahoma" in the enacting clause and following the colon, the following language: "Section 1. Section 1, Chapter 1b, Title 16, page 65, Oklahoma Session Laws 1953 (16 O. S. Supp. 1957, § 51) is hereby amended to read as follows:" which amendment was declared adopted.

Senator King moved to amend **HB 689**, line 1, page 1, by striking the word and figure, "Section 1" and inserting the following "§ 51," which amendment was declared adopted.

Senator King moved to amend **HB 689**, line 9, page 3, by striking Sections 2 and 3, which amendment was declared adopted.

Senator King moved to amend the title to **HB 689** to read as follows, which amendment was declared adopted: "AN ACT RELATING TO CERTAIN VARIANCES IN NAMES OF PERSONS IN INSTRUMENTS, COURT PROCEEDINGS AND DECREES AFFECTING TITLE TO REAL ESTATE; AMENDING SECTION 1, CHAPTER 1b, TITLE 16, PAGE 65, OKLAHOMA SESSION LAWS 1953 (16 O. S. Supp. 1957 § 51) AND DECLARING THAT THE PERSONS REFERRED TO BY ONE OF SUCH VARIANT NAMES SHALL BE PRESUMED TO BE THE SAME AS THE PERSON REFERRED TO BY THE OWNER; PROVIDING THAT THE RECORD OF SUCH INSTRUMENT SHALL CONSTITUTE CONSTRUCTIVE NOTICE AND THAT SUCH INSTRUMENTS OR COPIES OF THE RECORD THEREOF MAY BE RECEIVED IN EVIDENCE IN THE SAME MANNER AS INSTRUMENTS

WITHOUT SUCH VARIATIONS IN NAMES."

Upon motion of Senator Grantham, **HB 689**, as amended, was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended and **HB 689**, as amended, was considered engrossed and placed upon third reading and final passage.

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

THIRD READING

HB 689 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Carrier, Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Garvin, Grantham, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham).—29.

Excused: Berrong, Breeden, Cowden, Easterly, Hall, Hamilton, Harris, Hope, Pitcher, Sandlin, Stipe, Wilson (Greer).—12.

Not Voting: Bailey, Cartwright (Bryan), Tipps.—3.

The bill was declared passed.

HB 689, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Wilson (Beckham) asked unanimous consent, which was granted, that the time be extended for one legislative day for the consideration of the Sandlin amendment to reconsider the vote by which **SB 68** failed of passage.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn, which motion was declared adopted.

FIRST READING

By unanimous consent, the following bills and/or resolutions were introduced and read the first time:

SB 292—By Shoemake, Kerr and King.—An Act relating to crimes and punishments; amending 21 O. S. 1951, § 1788, which fixes the penalty for "joy-riding," in a car without the owner's permission, by increasing the maximum punishment to one (1) year in jail and a five hundred Dollar (\$500.00) fine; providing for severability; and declaring an emergency.

SB 293—By Miskovsky—An Act relating to the Department of Public Safety; providing for the term of suspension or revocation of driver's licenses; amending 47 O. S. 1951, § 297; and declaring an emergency.

SB 294 — By Shoemake — An Act amending Title 47, O. S. 1951, Section 22.2 (e), as amended by Senate Bill 105, 26th Session of the Oklahoma Legislature; relating to the apportionment of funds from the registration and licensing of motor vehicles; providing for the allocation of funds to the State Highway Commission for the construction and maintenance of roads and highways; making the provisions of this Act severable; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

SB 295—By Shoemake of the Senate and Haworth and Ruby of the House—An Act relating to county officers; amending 19 O. S. 1951, § 180.47, which provides mileage fees for certain county officers, by raising such mileage allowance from six cents (6c) per mile to ten cents (10c) per mile; repealing 19 O. S. 1951, § 185a, which provides three and one-half cents (3½c) per mile for county attorneys official mileage; providing for severability; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 657—By Bond (Marshall) and Mitchell—An Act relating to bang's disease among livestock; amending Section 12, Subarticle E, Article 6, Chapter A, Title 2, Oklahoma Session Laws 1955; regulating sales of certain animals; and declaring an emergency.

HB 582—By Ruby and Davis of the House and Hope and Pailey of the Senate—An Act making an appropriation to the Oklahoma Tax Commission; providing for the payment of employees and other operating expenses of the Oklahoma Tax Commission; restricting against payments for prior years obligations; providing for the payment of personnel and other expenses of the State Examiner and Inspector's office; providing for the appointment and compensation of necessary personnel; relating to the transfer of funds; making the appropriation fiscal; making the provisions of this Act severable; and declaring an emergency.

HB 795—By Hargrave of the House and Trent of the Senate—An Act relating to elections; amending 26 O. S. 1951, § 161, which requires compliance with certain election laws before becoming a candidate for public office, by adding a requirement that any person committed to an institution for mentally ill, or otherwise found to be incompetent by judicial action, shall have competency restored before becoming a candidate; providing for severability; and declaring an emergency.

HB 815—By McCune, Howard, Forsythe, Bradley (Tulsa), Hopkins and McGahey—An Act amending 58 O. S. 1951 § 414, as amended by Session Laws 1957, Page 462, Section 1, providing for notice of hearing petition to sell real estate in said estate; and declaring an emergency.

HB 821—By Dyer—An Act relating to the estates of incompetent persons subject to the jurisdiction of the county court; authorizing the sale or leasing for oil and gas and other mineral exploration, development and production, and for other purposes, of homesteads of incompetents under guardianship; requiring that the spouse of the incompetent join the guardian in all sales or leases affecting the homestead of the incompetent and that approval of the judge of the county court be obtained therefor; prescribing procedure; making Act cumulative to existing law; and declaring an emergency.

HB 829—By Howard, McCune, Johnston, Hopkins, McGahey, Forsythe and Bradley (Tulsa)—An Act relating to criminal procedure; providing for the calling of a grand jury upon presentation of petition; making calling of subsequent grand juries during same term of court optional with district judge; providing for severability; and declaring an emergency.

HB 831—By Sparkman of the House and Hall of the Senate—An Act relating to game and fish; amending 29 O. S. 1951 § 206, providing penalties for certain hunting violations by nonresidents by reducing minimum fine to Fifteen Dollars (\$15.00); and declaring an emergency.

HB 833—By Cartwright, Ozmun, Bradley (Tulsa), Daugherty, Forsythe, Hopkins, Howard, Johnston, McCune, McGahey, Spraker and Taliaferro—An Act relating to intoxicating beverages; amending 37 O. S. 1951, §§ 101, 102, 104 and 105, which relate to the disposition of intoxicating beverages forfeited under the laws of Oklahoma; providing that said beverages may be sold in any lawful commercial channel within or without the State of Oklahoma; providing for the destruction of intoxicating beverages not capable of being sold; repealing conflicting laws; and declaring an emergency.

HJR 534—By Taliaferro and Ozmun of the House and Harris of the Senate—A Joint Resolution authorizing and directing the Oklahoma Tax Commission to investigate the claim of W. H. Parsons, an individual doing business as Parsons wholesale company, of Lawton, Oklahoma, that cigarette tax stamps paid for by him were never received, and to make a refund accordingly, from the Oklahoma Tax Commission fund.

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 527**.

The above numbered Enrolled Resolution was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Returning Engrossed **HB 728**, as per the Senate's request.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Cowden moved the vote be reconsidered by which **HB 728** was passed.

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 212—Public Safety.

SB 278—Planning and Resources—To Appropriations and Budget by previous order.

SB 282—Municipal Government.

HB 623—Public Safety.

DO PASS, as amended:

SB 211—Appropriations and Budget—Report of Business and Industry not to be affected.

SB 274—Appropriations and Budget.

HB 539—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 143 correctly engrossed.

Engrossed **SB 143** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Seventieth Legislative Day

Wednesday, May 6, 1959

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

The roll call was as follows:

Present: Allen, Berrong, Boecher, Carrier, Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Bailey, Baldwin, Breeden, Cartwright (Bryan), Collins, Easterly, Hall, Pazoureck, Pitcher, Stipe.—10.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Trent introduced his former secretary, Mrs. Bobbie Steenbergen of Oklahoma City and her two young children, Rhonda and Robbie, and he asked that the children be made Honorary Pages for this legislative day, which was the order.

Senator Baldwin introduced Mrs. Harris, wife of Senator Harris, her Grandmother, Mrs. Tablytite, her Aunt, Mrs. Amos Komah, her Mother, Mrs. Lily Crawford of Walters, and Kathryn and Byron Baldwin, young children of Senator and Mrs. Harris.

Senator Baldwin asked unanimous consent that Byron Baldwin, his namesake, be made an Honorary Page, and that Kathryn be made an Honorary Journal Clerk for this legislative day, which was the order.

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 265—Public Health.

DO PASS, as amended:

SB 92—Public Safety.

SB 127—Public Health.

SB 244—Judiciary.

SB 272—Social Welfare.

HB 738—Social Welfare.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 561, 580 and 689 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 561, 580 and 689**, each 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 291—Appropriations and Budget.

SB 292—Criminal Jurisprudence.

SB 293—Public Safety.

SB 294—Revenue and Taxation.

SB 295—County Government.

HB 657—Agriculture.

HB 582—Appropriations and Budget.

HB 795—Privileges and Elections.

HB 815—Judiciary.

HB 821—Judiciary.

HB 829—Criminal Jurisprudence.

HB 831—Game and Fish.

HB 833—State and Federal Government.

HJR 534—County Government.

GENERAL ORDER

Senator Harris asked unanimous consent that **HB 685** be ordered withdrawn from the Calendar and re-referred to the Committee on Municipal Government, which was the order.

Senator Walker presiding.

SB 264, by Allen of the Senate and Davis, et al of the House, was read and considered.

Upon motion of Senator Allen, **SB 264** was advanced to engrossment.

Upon motion of Senator Allen, the rules of the Senate were suspended, and **SB 264** 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:

Aye: Allen, Berrong, Boecher, Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Bailey, Baldwin, Breeden, Cartwright (Bryan), Collins, Easterly, Hall, Pazoureck, Pitcher, Stipe.—10.

Not Voting: Carrier, Mahan, Trent.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Bailey, Baldwin, Breeden, Cartwright (Bryan), Collins, Easterly, Hall, Pazoureck, Pitcher, Stipe.—10.

Not Voting: Carrier, Mahan, Trent.—3.

The emergency was declared passed.

SB 264 was referred for engrossment.

Senators Baldwin, Breeden and Collins asked to be recorded present, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 638—By Lance, Larason, Green, Levergood, Moad, Skeith, Hargrave, Bond (Marshall), Fogarty and Goodfellow of the House and Dacus, McColgin, McSpadden, Wilson (Greer), Field, Mahan and Pitcher of the Senate—An Act pertaining to predatory animals.

HB 804—By Ruby of the House and Shoemake of the Senate — An Act amending Sections 1, 4 and 5, House Bill 514, 26th Oklahoma Legislature; re-appropriating funds and stating purpose; making the appropriation non-fiscal; repealing all Acts or parts of Acts in conflict herewith; and declaring an emergency.

The above numbered **HBs** were read for the first time.

President Pro Tempore Garvin presiding.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 632**, as amended.

GENERAL ORDER

SB 185, by Hamilton, was read and considered.

Senator McClendon moved to amend **SB 185**, line 10, page 2, by striking after the word, "ward," and before the word, "but," the words, "or the outlying territory," which amendment was declared failed of adoption.

Senator Wilson (Beckham) presiding.

President Pro Tempore Garvin presiding.

Upon motion of Senator Hamilton, **SB 185** was advanced to engrossment.

Upon motion of Senator Hamilton, 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:

Aye: Allen, Baldwin, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Payne, Sandlin, Shoemake, Tipps, Trent, Wilson (Greer).—25.

Nay: Berrong, Boecher, Cowden, Dacus, Harris, McClendon, Ritzhaupt, Walker, Wilson (Beckham).—9.

Excused: Bailey, Cartwright (Bryan), Easterly, Hall, Pazoureck, Pitcher, Stipe.—7.

Not Voting: McSpadden, Mahan, Morford.—3.

The bill was declared passed.

Upon motion of Senator Hamilton, the emergency clause to **SB 185** was ordered stricken, and the title amended to conform thereto.

SB 185, as amended, was referred for engrossment.

GENERAL ORDER

HB 726, by Committee on County, State and Federal Government, was read and considered.

Upon motion of Senator Wilson (Greer), **HB 726** was advanced to engrossment.

Upon motion of Senator Wilson (Greer), the rules of the Senate were suspended, and **HB 726** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 726 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Ritzhaupt, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Cartwright (Seminole), Sandlin, Shoemake.—3.

Excused: Bailey, Cartwright (Bryan), Easterly, Hall, Pazoureck, Pitcher, Stipe.—7.

Not Voting: Herndon, Mahan, Tipps.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mc-

Spadden, Miskovsky, Morford, Payne, Ritzhaupt, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Cartwright (Seminole), Sandlin, Shoemake.—3.

Excused: Bailey, Cartwright (Bryan), Easterly, Hall, Pazoureck, Pitcher, Stipe.—7.

Not Voting: Herndon, Mahan, Tipps.—3.

The emergency was declared passed.

HB 726 was properly signed and ordered returned to Honorable House.

Senator McSpadden asked to be excused until such time as he can return to the Chamber, which was the order.

Senators Dacus and Hope asked to be excused until such time as they return to the Chamber, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring on the Sandlin motion to reconsider the vote by which **SB 68** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Breeden, Cobb, Collins, Cowden, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClen-don, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—24.

Nay: Allen, Berrong, Carrier, Herndon, McColgin.—5.

Excused: Bailey, Cartwright (Bryan), Dacus, Easterly, Hall, Hope, McSpadden, Pazoureck, Pitcher, Stipe.—10.

Not Voting: Boecher, Cartwright (Seminole), Field, Mahan, Miskovsky.—5.

Senator Sandlin moved to reconsider the vote by which **SB 68** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Sandlin moved to reconsider the vote by which **SB 68** was advanced

to engrossment and third reading, which motion was declared adopted.

GENERAL ORDER

Senator Sandlin asked unanimous consent that **SB 68** be re-referred to the Committee on Roads and Highways, which was the order.

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

SB 186, by Hamilton, was read and considered.

Senator Payne asked to be made a co-author of **SB 186**, which was the order.

Upon motion of Senator Hamilton, **SB 186** was advanced to engrossment.

Upon motion of Senator Hamilton, 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:

Aye: Allen, Baldwin, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClen-don, McColgin, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Bailey, Cartwright (Bryan), Easterly, Hall, Hope, McSpadden, Pazoureck, Pitcher, Stipe.—9.

Not Voting: Berrong, Boecher, Cartwright (Seminole), Mahan, Miskovsky.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Breeden, Carrier,

Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Bailey, Cartwright (Bryan), Easterly, Hall, Hope, McSpadden, Pazoureck, Pitcher, Stipe.—9.

Not Voting: Berrong, Boecher, Cartwright (Seminole), Mahan, Miskovsky.—5.

The emergency was declared passed.

SB 186 was referred for engrossment.

Due to his inability to be present as a member of the Committee on Roads and Highways at its meeting tonight in the Senate Chamber, Senator McClendon moved that Senator Cowden be allowed to sit in at the meeting, in his stead, with full voting privileges, which motion was declared adopted.

GENERAL ORDER

SB 266, by Trent and McClendon, was read and considered.

Senators Baldwin and Breeden moved to amend **SB 266** by striking Section 2, renumbering the succeeding section and amending the title to conform, which amendment was declared adopted.

Upon motion of Senator Trent, **SB 266**, as amended, was advanced to engrossment.

Upon motion of Senator Trent, the rules of the Senate were suspended and **SB 266**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 266 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breed-

en, Cartwright (Seminole), Cobb, Collins, Cowden, Fine, Garvin, Grantham, Hamilton, King, Land, McClendon, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Boecher, Carrier, Dacus, Field, Harris, Herndon, Kerr, McColgin, McSpadden.—9.

Excused: Bailey, Cartwright (Bryan), Easterly, Hall, Hope, Pazoureck, Pitcher, Stipe.—8.

Not Voting: Mahan, Shoemake.—2.

The bill was declared passed.

Senator Trent asked unanimous consent, which was granted, that the emergency Section to **SB 266** be stricken and the title amended to conform.

SB 266, as amended, was referred for engrossment.

Senator Baldwin asked unanimous consent, which was granted, that the members of the Committee on Oil and Gas be shown excused until such time as they can return to the Chamber, the members being Senators Baldwin, Land, Cartwright (Seminole), Collins, Cowden, Grantham, Mahan, Miskovsky and Shoemake.

Senator Tipps presiding.

GENERAL ORDER

SB 74, by Committee on Public Health, was read and considered.

Upon request of Senator Ritzhaupt, further consideration of **SB 74** was deferred for this legislative day.

Senator Breeden raised the question of "no quorum".

The Presiding Officer ordered the roll called, following which he declared a quorum was present.

Senator Payne moved, when the Clerk's desk is cleared, the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 296—By Grantham of the Senate and Howe, Craig and Green of the House—An Act relating to education; amending Section 1, Chapter 44, Title 70, Page 518, Oklahoma Session Laws 1957, (70 O. S. Supplement 1957, Section 1909.2); relating to the issuance of bonds for Northern Oklahoma Junior College, by authorizing certain borrowing by the Board of Regents of that institution, and otherwise making bond restrictions more liberal; providing for severability; and declaring an emergency.

SB 297—By Miskovsky—An Act relating to county boards of equalization and county excise boards; amending 68 O. S. 1951 § 15.38; prescribing certain qualifications for members thereof; and declaring an emergency.

SJR 25—By Walker—A Joint Resolution proposing an amendment to Section 1, Article III of the Constitution of the State of Oklahoma, so as to fix the qualifications of electors of this state for the purpose of casting ballots at elections and for the purpose of becoming candidates for public office.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 632**.

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

Advising rejection of **SAs** to Engrossed **HBs 651** and **720** and requesting Conference.

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 287—Appropriations and Budget.

HB 542—Appropriations and Budget.

HB 543—Appropriations and Budget.

HB 682—Appropriations and Budget.

DO PASS, as amended:

SB 180—Education.

SB 213—Education.

HB 548—Appropriations and Budget.

HB 587—Revenue and Taxation—Co-authored by Land.

HB 737—Revenue and Taxation.

As provided under the Payne motion, the Presiding Officer declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

Seventy-first Legislative Day

Thursday, May 7, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Dacus, Field, Garvin, Grantham, Hamilton, Herndon, Hope, King, Land, McColgin, Mahan, Morford, Payne, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—25.

Excused: Bailey, Baldwin, Cartwright (Bryan), Cobb, Cowden, Easterly, Fine, Hall, Harris, Kerr, McClendon, McSpadden, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe.—19.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Herndon asked unanimous consent that Ronnie Gene Pennington of Madill be made an Honorary Page for this legislative day, which was the order.

Senator Breeden asked unanimous consent that Nancy Carroll, Oklahoma City, twelve years old, be made an Honorary Journal Clerk for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

Senator Hamilton raised the question of "no quorum" and upon roll call being ordered, the President Pro Tempore declared a quorum present.

By unanimous consent, the rules of the Senate were suspended, and Senator Allen moved that the vote by which

SB 264 was passed be now reconsidered, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Field, Garvin, Grantham, Hamilton, Herndon, Hope, King, Land, Mahan, Morford, Payne, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—23.

Excused: Bailey, Baldwin, Cartwright (Bryan), Cobb, Cowden, Easterly, Fine, Hall, Harris, Kerr, McClendon, McSpadden, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe.—19.

Not Voting: Dacus, McColgin.—2.

Senator Allen moved that the vote be reconsidered by which **SB 264** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Allen moved to reconsider the vote by which **SB 264** was advanced to engrossment and third reading, which motion was declared adopted.

Senators Cowden, Sandlin and Miskovsky asked to be recorded present, which was the order.

GENERAL ORDER

SB 264 was considered further.

Senator Allen moved to amend **SB 264** by substituting therefor the following, which amendment was declared adopted::

AN ACT RELATING TO EDUCATION; AMENDING 70 O. S. 1951 §§ 1709.1 AND 1709.2; PROVIDING FOR BUILDING CONSTRUCTION BY OK-

LAHOMA COLLEGE FOR WOMEN; AND THE ISSUANCE OF BONDS THEREFOR, BY: BROADENING THE CLASS OF STRUCTURES FOR WHICH BONDS MAY BE ISSUED: SPECIFYING THE INCOME AND REVENUES FROM WHICH BONDS MAY BE PAID: AUTHORIZING ISSUANCE OF EITHER A SINGLE BOND OR SERIAL BONDS FOR THE AGGREGATE AMOUNT OF AN ISSUE; MAKING PROVISIONS OF THE ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 70 O. S. 1951, § 1709.1 is hereby amended to read as follows:

§ 1709.1. Subject to and in accordance with the terms hereof, the Board of Regents of the Oklahoma College for Women for and in behalf of the Oklahoma College for Women, is hereby authorized from time to time to set aside such portions of its campus or any other land owned or leased by said Board of Regents as may be necessary and suitable for the construction thereon of dormitories, *student housing*, *co-operative group housing*, *adult education facilities*, kitchens, dining halls, cafeterias, auditoriums, student union buildings, public utility plants and systems for the supplying of water, gas, heat or power to the college or such other self liquidating projects and other revenue-producing buildings deemed necessary by said board for the comfort, convenience and welfare of its students, and suitable for the purposes for which said institution was established, including additions to existing buildings used for such purposes; to acquire through construction, purchase, condemnation, or any combination thereof, such dormitories, *student housing*, *co-operative group housing*, *adult education facilities*, kitchens, dining halls, auditoriums, student union buildings, field houses, stadiums, public utility plants and systems and other

revenue-producing buildings and acquire or construct additions, improvements and extensions to existing buildings and structures used for such purposes and to equip, furnish, maintain and operate all such buildings and structures; and to acquire through purchase, condemnation or otherwise any land, rights-of-way, easements, licenses and permits needed for the present or future use of such buildings, structures, plants and systems; (provided, that such boards of regents shall not construct or acquire, for the Oklahoma College for Women such utility plants or systems whose capacity is in excess of the present or reasonably contemplated future needs of such institutions.)

When in the opinion of the board of regents of any such institution any of the buildings, structures, plants and systems constructed, acquired, improved, extended, added to, furnished or equipped as above authorized are deemed necessary by the said board for the comfort, convenience and welfare of the student body as a whole, or for any specified class or part thereof, the board of regents shall have authority to charge and collect from all students in attendance at the college, or from any specified class or part thereof for which such facilities are so deemed necessary, fees and charges for the use or availability of such buildings and structures and for the services or commodities to be made available by such plants, systems or facilities. The proceeds of all such fees and charges shall be considered as revenue within the meaning of §1709.8 of this title and the provisions of said section shall be applicable thereto. Where the commodities and services supplied by any such plant and system temporarily shall be found to be in excess of the requirements of the college, the board of regents may sell the surplus to other public or non-profit consumers, including incorporated municipalities, and in that connection may enter into

such agreements as it may consider advisable. All revenues received from the sale of such surplus shall likewise be considered and treated as other revenues under § 1709.8 of this title. Such board of regents may also enter into agreements for the purchase of water, electricity, gas, heat, or power to be distributed through the medium of any such plant or system, provided only that no agreement entered into under the provisions of this paragraph shall pledge the credit of the State of Oklahoma.

SECTION 2. O. S. 1951, § 1709.2 is hereby amended to read as follows:

§ 1709.2. For the purpose of paying all or part of the cost of acquisition of any such lands, rights-of-way, easements, licenses and permits, and the construction, acquisition, equipment and furnishing of any such building or buildings or structure or structures, plants or systems, or of any additions, improvements, or extensions thereto, or any additions to existing buildings, the board of regents of the Oklahoma College for Women for which such buildings, structures, plants or systems (all of which lands, rights-of-way, easements, licenses, and permits, buildings, structures, plants and systems constructed, acquired, added to, improved or extended hereunder as a single project are hereafter referred to as "the building") are to be constructed, acquired, added to, improved, extended, furnished or equipped (which board of regents or each of them is hereinafter referred to as "the board") is authorized to borrow money on the credit of the income and revenues to be derived from the operation of the building, together with the income and revenue derived from any existing revenue-producing building or facility or facilities and, in anticipation of the collection of such income and revenues, to issue negotiable bonds in such amount as may in the opinion of the board be necessary for such purposes, and is authorized to pro-

vide for the payment of such bonds and the rights of the holders thereof as hereinafter provided. Such bonds may be issued in one or more series, may bear such date or dates, may mature at such time or times not exceeding *forty (40)* years from their date, may be in such denomination or denominations, may be in such form, either coupon or registered, may carry such registration and conversion privileges, may be executed in such manner, may be payable in such medium of payment at such place or places, may be subject to such terms of redemption with or without premium, and may bear such rate or rates of interest, not exceeding five per cent per annum, as may be provided by resolution or resolutions to be adopted by the board. Such bonds may be sold in such manner and at such price or prices *at* not less than par plus accrued interest to date of delivery as may be considered by the board to be advisable, but interest cost to maturity for any bonds issued hereunder shall not exceed five per cent per annum, computed on the basis of average maturities according to standard tables of bond values. Bonds *payable to bearer* shall have all the qualities and incidents of negotiable papers.

Notwithstanding any other provision of law, the board may in any resolution authorizing bonds hereunder provide for the initial issuance of one or more bonds (in this section called "bond") aggregating the amount of the entire issue and make such provision for installment payments of the principal amount of any such bond as it may consider desirable and may provide for the making of any such bond, payable to bearer or otherwise, registrable as to principal or as to both principal and interest, and where interest accruing thereon is not represented by interest coupons, for the endorsing of payments of interest on such bonds. The board may further make provision in any such resolution

for the manner and circumstances in and under which any such bond may in the future, at the request of the holder thereof, be converted into bonds of small denominations, which bonds of small denominations may in turn be either coupon bonds or bonds registrable as to principal or principal and interest.

Bonds issued hereunder shall not be subject to taxation by the State of Oklahoma, or by any county, municipality or political subdivision therein. The board may in its discretion authorize one issue of bonds hereunder for the construction, acquisition, adding to, improving, extending, furnishing or equipping of more than one building as "building" is above defined, and may make the bonds payable from the combined revenues of all buildings so constructed, acquired, added to, improved, extended, furnished or equipped, in whole or in part, with the proceeds thereof, together with revenues from the operation of any existing revenue-producing building or facility. The term "building" as herein used shall be construed to refer to all such "buildings." If more than one series of bonds shall be issued hereunder payable from the revenues of the buildings or facilities, priority of lien thereof on such revenues shall depend on the provisions of the proceedings authorizing the issuances of such bonds, it being within the discretion of the board, at the time it authorizes the first such series, to provide that subsequent series of bonds payable from such revenues shall not be issued, that subsequent series of bonds shall be subordinate as to lien, or that subsequent series of bonds shall enjoy parity of lien if such conditions and restrictions as may be specified in such proceedings can be met.

The board may issue bonds hereunder for the purpose of refunding any obligations of the board payable from the revenues of any building, as "building" is hereinabove defined, together with

revenues derived from any existing revenue-producing building or facility or facilities, or may authorize and deliver a single issue of bonds hereunder for the purpose in part of refunding obligations of the board payable from the revenues derived from any building or buildings and in part for the making of additions, improvements and extensions to such building or buildings, or the construction or acquisition of additional buildings, and the furnishing and equipping of such buildings or additions, together with revenues derived from any existing revenue producing building or facility or facilities. Where bonds are issued under this paragraph solely for refunding purposes, such bonds may either be sold as above provided or delivered in exchange for the outstanding obligations. If sold, the proceeds may be either applied to the payment of the obligations refunded or deposited in escrow for the retirement thereof. Nothing herein contained shall be construed to authorize the refunding of any outstanding obligations which are not either maturing, callable for redemption under their terms, or voluntarily surrendered by their holders for cancellation, unless the board covenants that sufficient funds to pay all remaining interest and principal payments of the outstanding obligations when due will be placed in escrow for such purpose in the State Treasury at the time of delivery of and payment for the new bonds issued hereunder. All bonds issued under this paragraph shall in all respects be authorized, issued and secured in the manner provided for other bonds issued under this act, and shall have all the attributes of such bonds. The board may provide that any such refunding bonds shall have the same priority of lien on the revenues pledged for their payment as was enjoyed by the obligations refunded thereby.

SECTION 3. The provisions of this act are severable, and if any clause,

sentence, paragraph, or part of this act, or the application thereof to any person, institution or circumstance shall be held to be invalid, such invalidity shall not affect the remaining provisions of this act or any other application thereof.

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.

Upon motion of Senator Allen, **SB 264**, as amended, was advanced to engrossment.

Upon motion of Senator Allen, the rules of the Senate were suspended, and **SB 264**, as amended, was considered engrossed and placed upon third reading and final passage.

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

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:

Aye: Allen, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Miskovsky, Morford, Payne, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—28.

Excused: Bailey, Baldwin, Cartwright (Bryan), Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazour-
eck, Pitcher, Ritzhaupt, Shoemake, Stipe.—15.

Not Voting: Mahan.—1.

The bill was declared passed.

Senator Allen asked unanimous consent that the emergency clause to **SB 264** be ordered stricken and the title amend-

ed to conform thereto, which was the order.

SB 264, as amended, was referred for engrossment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 691**.

The above numbered Enrolled bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 185, 186 and 266 each correctly engrossed.

Engrossed **SBs 185, 186 and 266** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bills were introduced and read the first time:

SB 298 — By Payne, Field, Walker, Hamilton, Breeden and McColgin of the Senate and Spear, McCarty and Skeith of the House—An Act relating to contractors of public works in the State of Oklahoma; creating "The State Licensing Board for Public Contractors" and providing for the appointment by the Governor of Oklahoma of its members; providing for the organization of the State Licensing Board of Public Contractors, and prescribing the duties, powers and compensation of said board and the members thereof; defining public contractor and providing for the licensing of persons, firms or corporations engaged in public contracting and for the revocation and suspension of such licenses; providing fees and the collection of the same and for payment thereof into the state treasury; making violations of this Act unlawful and providing punishment; making appropriation

for the expense of said board, and providing the manner of expenditure thereof; providing for exemptions; prescribing rules of administration and conduct, and providing for appeal to district court in certain cases; and declaring an emergency.

SB 299—By Trent of the Senate and Inman and Cooksey of the House—An Act relating to state institutions; authorizing the State Board of Affairs to use income derived from state honor farm lands and commercial activities of that institution for purchase of additional agricultural land and facilities, and making certain provisions incidental to such program; and providing for severability.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 296—Education.

SB 297—County Government.

SJR 25—Privileges and Elections then Constitutional Amendments, Initiative and Referendum and Code Revision.

HB 804—Appropriations and Budget.

HB 638—Game and Fish.

SPECIAL COMMITTEE REPORT

Senator Tipps, on behalf of the committee appointed under **SR 32**, to investigate state lodges, submitted the following report and moved its adoption which motion prevailed; whereupon the Committee was dismissed:

The Committee appointed to make a study of prices charged at state lodges for lodging and food, and to examine administration policies of the Oklahoma Planning and Resources Board in respect thereto, submits the following report:

We found the prices at Lake Texoma in line with remaining lodges in the State and reasonable. Prices at Lake Murray Lodge were higher, and not in

line with other lodges in the state, and Mr. Shaffer reduced prices to the point where they are with other lodges; the committee does recommend that \$25,000.00 cash bond be made now on all lodges that are leased; the committee criticized the Planning and Resources Board for re-imbursing said \$25,000.00 cash bond to Mr. Shaffer and recommended a \$25,000.00 cash bond be legal.

FIRST READING

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

SB 300—By Miskovsky—An Act relating to radio and television broadcasting stations; providing candidates for public office shall have equal opportunities for broadcasting; fixing penalty for violation of Act; and declaring an emergency.

GENERAL ORDER

HB 736, by Reneau, was read and considered.

Upon motion of Senator Morford, **HB 736** was advanced to engrossment.

Upon motion of Senator Morford, the rules of the Senate were suspended, and **HB 736** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 736 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Berrong, Breeden, Carrier, Collins, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Sandlin, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Bailey, Baldwin, Cartwright

(Bryan), Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—15.

Not Voting: Boecher, Cartwright (Seminole), Trent.—3.

The bill was declared passed.

Senator Morford asked unanimous consent that the emergency clause to **HB 736** be ordered stricken and the title be amended to conform thereto, which was the order.

HB 736, as amended, was referred for engrossment.

Senators Baldwin and Cartwright (Bryan) asked to be recorded present, which was the order.

GENERAL ORDER

HB 505, by Levergood, et al, was read and considered.

Upon motion of Senator Mahan, **HB 505** was advanced to engrossment.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **HB 505** 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Bailey, Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—13.

Not Voting: Cartwright (Seminole).—

1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Bailey, Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—13.

Not Voting: Cartwright (Seminole).—

1.

The emergency was declared passed.

HB 505 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 507, by Graves and Levergood, was read and considered.

Upon motion of Senator Mahan, **HB 507**, was advanced to engrossment.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **HB 507** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 507 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, Mahan, Miskovsky, Morford, Payne, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—28.

Excused: Bailey, Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—13.

Not Voting: Cartwright (Seminole), Collins, McColgin.—3.

The bill was declared passed.

Senator Mahan asked unanimous consent that the emergency clause to **HB 507** be ordered stricken and the title amended to conform thereto, which was the order.

HB 507, as amended, was referred for engrossment.

GENERAL ORDER

HB 774, by Richardson et al, was read and considered.

Upon motion of Senator Berrong, **HB 774** was advanced to engrossment.

Upon motion of Senator Berrong, the rules of the Senate were suspended and **HB 774** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 774 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—28.

Excused: Bailey, Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—13.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins.—3.

The bill was declared passed.

Senator Berrong asked unanimous consent, which was granted, that the

emergency section to **HB 774** be stricken and the title amended to conform.

HB 774, as amended, was referred for engrossment.

GENERAL ORDER

Senator Wilson (Greer) asked unanimous consent, which was granted, that **HB 718** be withdrawn from the Calendar and referred to the Committee on Education for consideration.

MOTION TO RECONSIDER VOTE

Senator Cowden, referring to **HB 728**, asked that the time be extended one day for the consideration of his motion to reconsider the vote by which **HB 728** was passed, which was the order.

GENERAL ORDER

HB 587, by McCune et al of the House and Land of the Senate, was read and considered.

Upon motion of Senator Land, **HB 587** was advanced to engrossment.

Upon motion of Senator Land, the rules of the Senate were suspended and **HB 587** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 587 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—28.

Excused: Bailey, Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pa-

zoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—13.

Not Voting: Berrong, Cartwright (Seminole), Collins.—3.

The bill was declared passed.

Senator Land asked unanimous consent, which was granted, that the emergency Section to **HB 587** be stricken and the title amended to conform.

HB 587, as amended, was referred for engrossment.

GENERAL ORDER

HB 747, by Romang, was read and considered.

Upon motion of Senator Grantham, **HB 747** was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended and **HB 747** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 747 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Sandlin, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—29.

Excused: Bailey, Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—13.

Not Voting: Cartwright (Seminole), Walker.—2.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boe-

cher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Bailey, Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—13.

Not Voting: Cartwright (Seminole).—1.

The emergency was declared passed.

HB 747 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HJR 528, by Bond (Stephens) et al was read and considered.

Upon motion of Senator Cartwright (Bryan), **HJR 528** was advanced to engrossment.

Upon motion of Senator Cartwright (Bryan), the rules of the Senate were suspended and **HJR 528** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 528 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Miskovsky, Morford, Payne, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—27.

Nay: Tipps.—1.

Excused: Bailey, Cobb, Easterly, Fine, Hall, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—13.

Not Voting: Baldwin, Cartwright (Seminole), Mahan.—3.

The Resolution was declared passed.

Senator Cartwright (Bryan) asked unanimous consent, which was granted, to defer consideration of the emergency section to **HJR 528** for this legislative day.

Senators Ritzhaupt and Fine asked to be recorded present, which was the order.

Senator Mahan asked to be excused for the remainder of this legislative day, which was the order.

Senator Hamilton raised a question of "no quorum."

President Pro Tempore Garvin ordered the roll called, following which he declared a quorum was present.

Senator Hamilton moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, May 11, 1959, as provided under the Rules, which motion was declared adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 301—By Mahan, Payne and Boecher—An Act making it the duty of the members of the Corporation Commission of Oklahoma to bring down to date an annotated compilation of oil and gas laws of the State of Oklahoma and the rules and regulations of the Corporation Commission of Oklahoma, together with the proper supplemental notes thereto and to prepare a compilation of the laws relative to all other public utilities and the laws and regulations relative thereto, together with proper supplemental notes, all to be filed in the state library as a state record, providing for the publication and/or duplicating of said annotated compilation at the discretion of the commission; providing further for the continu-

ation of such compilation and supplemental notes by proper supplements; requiring acceptance of the provisions of this Act; fixing the compensation of the members of the Corporation Commission, and providing for the payment of the same; and declaring an emergency.

SB 302—By Miskovsky—An Act relating to taxation in certain counties apportioning one-half ($\frac{1}{2}$) mill of the constitutional fifteen (15) mill levy for a reappraisal and reassessment program; providing for the time and manner of such program; making certain restrictions with respect thereto; providing for the enforcement of the duties with respect thereto; providing for severability; 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:

HB 754—Agriculture—Co-authored by Berrong, Boecher, Carrier, Cobb, Collins, Dacus, Easterly, Fine, Grantham, Kerr, McColgin and Morford.

DO NOT PASS:

SB 280—Roads and Highways—To State and Federal Government by previous order.

DO PASS, as amended:

SB 33—Appropriations and Budget.

SB 259—Oil and Gas.

SB 268—Oil and Gas.

SB 281—Agriculture.

HB 558—Appropriations and Budget.

HB 685—Municipal Government—Co-authored by Harris and Miskovsky.

President Pro Tempore Garvin declared the Senate adjourned, as provided under the Hamilton motion—1:30 p. m., Monday, May 11, 1959.

Seventy-second Legislative Day

Monday, May 11, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Kerr, Payne, Stipe.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, Reverend Homer Rodgers, Pastor of the First Baptist Church, Maysville.

Senator Baldwin asked unanimous consent, which was granted, that Melvin Warren of Hinton, representing his Fifth Grade Class, be made an Honorary Page for this legislative day.

Senator Bailey very proudly announced to the Senate that President Pro Tempore Garvin was Acting Governor of the State of Oklahoma, due to the absence from the State of the Governor and Lieutenant Governor.

Senator Wilson (Beckham) told the Senate of the illness of Senator Payne, Assistant Majority Floor Leader, advising he had undergone surgery at St. Anthony's Hospital, where he was recovering nicely.

Senator Baldwin presiding.

The Journal for the last legislative day was declared approved.

By unanimous consent, upon request of Senator Baldwin, the following tribute to Mothers, which appeared in the Tulsa Sunday World Magazine, written by Zola Sample, Okmulgee, was read, and by unanimous consent, upon request of Senator Grantham, is herein incorporated:

By ZOLA SAMPLE
Okmulgee

This is the first year I will wear a white flower for Mothers Day.

How fond are my recollections. How dear to my heart is the virtuous, little woman who sang like a lark, even in the face of trying obstacles; whose courage and faith in God gave strength and a moral power to both us children and our father to chase away fear in time of danger and discouragement.

I see her yet, in a fresh starched apron over her percale print dress; her hair in ringlets about her damp brow as she rushes out to chime the dinner bell, or hang her bedding to air; her food all planned, steaming hot—bread custard, golden brown on top, the cherry pie bubbling with a flower on top—navy beans and salt pork, steam rising from the pot, ready to be eaten with homemade hot rolls, all greased on top, and yellow cow butter fresh from the crock in the cellar damp with a bead of moisture—how able she was to provide victuals a-plenty in appetizing flavors to feed us all was amazing.

Her foresight and love of raising chicks in order that she might take the

lantern on a dark night to the hennery and pluck a plump, ripe fryer fresh from the roost to dress and have ready for our school lunch.

I see her as she orders seeds and flower bulbs from Henry Field's seed catalog, a family she once worked for that she never failed to mention as she leafed the colored pages with a dreamy look in her eye and a pleasant expression on her face—for mother was a dreamer as well as a provider. She believed in dreams and future things—had a great faith in the hereafter.

She was the instigator of many things that helped to make life much richer and interesting. For instance: she helped to organize a consolidated school district, an aid to higher education; she provided the rain barrel that stood so many years before it went to staves in its customary spot beneath the downspout to supply soft water for dish washing and the family wash; the orchard that was started from seedlings planted from peach seeds she carried in her apron as father plowed a long furrow through the sod; her hair curlers she manipulated made from tin baking powder cans wrapped in Sears' catalog sheets; her knitting needles as they clicked to shape off a heel or a toe in father's sock; the way she manufactured shirts and skirts—homemade soap and kettles of pure lard and hominy gave mother superiority in our family.

My mother was just a homesteader's wife, but she lived a fuller life than many who have riches all their lives. How we loved to be in the kitchen when mother was baking cakes and cookies or frying crullers all twisted, and doughnuts made with a thimble.

After supper we often gathered in the front room for music or reading beside the warm fire on winter evenings. When we were all together, I felt completely secure, a lasting peace, for mother possessed that protecting atmosphere of peace—good will to all.

I see her at our country church on Sunday morning dressed in her simple frock—her blue eyes with the light of Christian love as she led the singing and often played the hymns. Her way of testifying at the old-fashioned prayer meetings held every Wednesday night helped show the Christian way. She was a God-fearing woman who felt the need of spiritual food. She stressed the need of church and Sunday school.

I remember Sunday afternoons. We walked and roamed over the hill looking for star flowers, rare plants; gathered damp, green, lacy, broad-leafed ferns, already rooted in a hunk of deep, green, spongy moss—damp to the hand as she carried it home for she always had some trying to grow in the shade of the house.

The old bugle vine she loved to train that clutched and wound itself so tightly around the hand gate post has long gone wild and trailed its everreaching tendrils far up the branches of the aging fence into the branches of the surrounding unkept trees and bushes. The native cedars she had trimmed in all kinds of shapes have long lost their shape and reverted back to their own style of growth.

Mother could always dramatize and magnify the tiniest nodding blue violet, the croak of a toad, the first mocking bird's song in the spring, the evening call of the whippoorwill, or the change of the wind as it played around the hill. Even the smallest detail is etched upon my memory.

Through her I've learned to face discouragement and reverses, for she always held staunch regardless of drouth, floods, crop failure, sickness and even death. The worthwhile things of life I've found cannot be measured in dollars and cents, but grouped in mounds of faithfulness, security and trust in God in order to gain eternal life.

Thereafter, by request of Senator Ritzhaupt, the Chaplain offered a spe-

cial prayer in honor and in memory of Mothers, "Mother's Day" having been nationally observed on yesterday, May 10.

LOBBY PERMIT

The following request for Lobby Permit was submitted, read and ordered referred to the Committee on Senate and Legislative Affairs:

J. A. Rinehart, a practicing attorney at law, states that he resides at 1107 S. Hoff, El Reno, Oklahoma; that he is 58 years of age; that he is a legislative representative and attorney for "Oklahomans for Competitive Tax on Legal Liquor"; that he is paid a reasonable attorney's fee in accordance with his time and services rendered; that he makes this statement in compliance with the laws of the State and petitions the Honorable Oklahoma State Senate 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.

DATED this 11th day of May, 1959.
S/J. A. Rinehart

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 582—Appropriations and Budget.

HB 804—Appropriations and Budget.

DO PASS, as amended:

SB 291—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 507, 587, 736 and 774, and SB 264 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 507, 587, 736 and 774**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SB 264** was properly

signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 13**—Co-authored by Fогarty, Andrews and Allard.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 524, 689 and 769**, as amended.

FIRST READING

The following bills were introduced and read the first time:

SB 303—By Shoemake—An Act relating to county officers; amending 19 O. S. 1951, § 179.7, as amended, which relates to deputies and other assistants to county officers in certain counties, by increasing such salary of County Investigator to Five Thousand Four Hundred Dollars (\$5,400.00) a year; and declaring an emergency.

SB 301—By Committee on Insurance—An Act pertaining to insurance; amending Section 5001, Article 50, Subsection C, Title 36, page 407, Oklahoma Session Laws 1957 (36 O. S. Supp. 1957, § 5001), which prescribes qualifications and procedures for title insurers; by permitting agents appointed by title insurance companies to countersign policies of title insurance or certificates of title; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 298—Business and Industry.

SB 299—State and Federal Government.

SB 300—Criminal Jurisprudence.

SB 301—State and Federal Government.

SB 302—State and Federal Government.

Senator Garvin asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HB 567, by McCarty, et al of the House, and Harris, Walker, Land, Collins, Bailey, Hamilton, Ritzhaupt, Sandlin, Cowden, Grantham, Tipps, Pazoureck, Miskovsky, Shoemake and Mahan of the Senate, was read and considered.

Senator Shoemake moved to amend **HB 567**, lines 5 and 6, page 4, by striking after the word, "than," the words and figures, "Three Hundred Thousand Dollars (\$300,000.00)," and inserting the words and figures, "Six Hundred Thousand (\$600,000.00)," and on page 1, by substituting for the title the words "An Act Relating to Policemen's Pensions," which amendment was declared adopted.

Upon motion of Senator Shoemake, **HB 567**, as amended, was advanced to engrossment.

Upon motion of Senator Shoemake, the rules of the Senate were suspended, and **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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Garvin, Kerr, Payne, Stipe,

Not Voting: Bailey, Cartwright (Seminoles), Morford.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Garvin, Kerr, Payne, Stipe,
—4.

Not Voting: Bailey, Cartwright (Seminoles), Morford.—3.

The emergency was declared passed.

HB 567, as amended, was referred for engrossment.

GENERAL ORDER

SB 272, by Ritzhaupt, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 272** was advanced to engrossment.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **SB 272** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 272 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps,

Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Garvin, Kerr, Payne, Stipe.—4.

Not Voting: Bailey, Cartwright (Seminole), Fine, Morford, Shoemake.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Garvin, Kerr, Payne, Stipe.—4.

Not Voting: Bailey, Cartwright (Seminole), Fine, Morford, Shoemake.—5.

The emergency was declared passed.

SB 272 was referred for engrossment.

Senator Cartwright (Bryan) asked to be shown excused until such time as he returns to the Chamber, which was the order.

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

GENERAL ORDER

HB 548, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Senator Hamilton moved that the enacting clause of **HB 548** be ordered stricken, which amendment was tabled upon motion of Senator Hope.

Upon motion of Senator Hope, **HB 548** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Cartwright (Seminole), Collins, Cowden, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham).—27.

Nay: Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Dacus, Easterly, Field, Hamilton, Ritzhaupt, Tipps, Wilson (Greer).—13.

Excused: Cartwright (Bryan), Kerr, Payne, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Cartwright (Seminole), Collins, Cowden, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—31.

Nay: Berrong, Breeden, Carrier, Cobb, Dacus, Easterly, Field, Hamilton, Wilson (Greer).—9.

Excused: Cartwright (Bryan), Kerr, Payne, Stipe.—4.

The emergency was declared passed.

HB 548 was referred for engrossment.

GENERAL ORDER

HB 539, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, the enacting clause to **HB 539** was ordered stricken.

Upon motion of Senator Hope, **HB 539**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the

rules of the Senate were suspended, and **HB 539**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 539 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Tipps.—1.

Excused: Cartwright (Bryan), Kerr, Payne, Stipe.—4.

Not Voting: Hall, McColgin, Sandlin, Trent.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Tipps.—1.

Excused: Cartwright (Bryan), Kerr, Payne, Stipe.—4.

Not Voting: Hall, McColgin, Sandlin, Trent.—4.

The emergency was declared passed.

HB 539, as amended, was referred for engrossment.

GENERAL ORDER

SB 195, by Cartwright (Seminole) and

Hope of the Senate and Nichols of the House, was read and considered.

Upon motion of Senator Hope, the enacting clause to **SB 195** was ordered stricken.

Upon motion of Senator Hope, **SB 195**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 195**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Carrier, Grantham, Hamilton, McClendon.—4.

Excused: Cartwright (Bryan), Kerr, Payne, Stipe.—4.

Not Voting: Hall, McSpadden, Trent.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Carrier, Grantham, Hamilton, McClendon.—4.

Excused: Cartwright (Bryan), Kerr, Payne, Stipe.—4.

Not Voting: Hall, McSpadden, Trent.—3.

The emergency was declared passed.

SB 195, as amended, was referred for engrossment.

GENERAL ORDER

SB 287, by Easterly, was read and considered.

Upon motion of Senator Hope, **SB 287** was advanced to engrossment.

Upon motion of Senator Easterly, the rules of the Senate were suspended and **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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Cartwright (Bryan), Kerr, Payne, Stipe.—4.

Not Voting: Allen, Hall, Trent.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pa-

zoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Cartwright (Bryan), Kerr, Payne, Stipe.—4.

Not Voting: Allen, Hall, Trent.—3.

The emergency was declared passed.

SB 287 was referred for engrossment.

GENERAL ORDER

SB 33, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

By unanimous consent, further consideration of **SB 33** was temporarily deferred.

SB 274, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, the enacting clause to **SB 274** was ordered stricken.

By unanimous consent, upon request of Senator Hope, further consideration of **SB 274** was deferred for this legislative day.

Senators Stipe and Cartwright (Bryan) asked to be recorded present, which was the order.

Senator Hamilton presiding.

Senator Shoemake asked to be shown excused for the remainder of this legislative day, which was the order.

SB 33 was considered further.

Senators Sandlin and Collins moved to amend **SB 33**, line 5, page 9, by striking the figure, "4," and inserting the figure, "6."

Senators Dacus and Walker asked unanimous consent to be made co-authors of the amendment, which was the order.

The vote occurring on the Sandlin-Collins-Dacus-Walker amendment, it was declared adopted.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

Upon motion of Senator Hope, **SB 33**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 33**, as amended, 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:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Berrong, Kerr, Payne, Shoemaker.—4.

Not Voting: Allen, Easterly, Garvin, Morford.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Berrong, Kerr, Payne, Shoemaker.—4.

Not Voting: Allen, Easterly, Garvin, Morford.—4.

The emergency was declared passed.

SB 33, as amended, was referred for engrossment.

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

GENERAL ORDER

SB 265, by Bailey of the Senate and Poyner and Wolf of the House, was read and considered.

Upon motion of Senator Bailey, **SB 265** was advanced to engrossment.

Upon motion of Senator Bailey, the rules of the Senate were suspended, and **SB 265** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 265 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Hamilton.—1.

Excused: Kerr, Payne, Shoemaker.—3.

Not Voting: Baldwin, Garvin, Harris, Ritzhaupt, Trent.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hall, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Hamilton.—1.

Excused: Kerr, Payne, Shoemake.—3.

Not Voting: Baldwin, Garvin, Harris, Ritzhaupt, Trent.—5.

The emergency was declared passed.

SB 265 was referred for engrossment.

GENERAL ORDER

HB 679, by Shoemake et al, was read and considered.

Upon motion of Senator Mahan, **HB 679** was advanced to engrossment.

Upon motion of Senator Mahan, the rules of the Senate were suspended and **HB 679** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 679 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Sandlin, Stipe, Wilson (Beckham), Wilson (Greer).—36.

Excused: Kerr, Payne, Shoemake.—3.

Not Voting: Baldwin, Ritzhaupt, Tipps, Trent, Walker.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher,

Sandlin, Stipe, Wilson (Beckham), Wilson (Greer).—36.

Excused: Kerr, Payne, Shoemake.—3.

Not Voting: Baldwin, Ritzhaupt, Tipps, Trent, Walker.—5.

The emergency was declared passed.

HB 679 was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

The vote occurring on the Cowden motion to reconsider the vote by which **HB 728** was passed, it was declared adopted, upon a roll call as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Seminole), Easterly, Fine, Hall, Harris, Herndon, Hope, Land, McClendon, McColgin, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Stipe, Wilson (Beckham), Wilson (Greer).—24.

Nay: Boecher, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, King, McSpadden, Morford, Sandlin, Tipps, Walker.—15.

Excused: Kerr, Payne, Shoemake.—3.

Not Voting: Collins, Trent.—2.

Upon motion of Senator Baldwin, the vote was reconsidered by which **HB 728** was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Baldwin, the vote was reconsidered by which **HB 728** was advanced to engrossment.

GENERAL ORDER

HB 728 was considered further.

Senator Easterly moved to amend **HB 728**, line 6, page 3, by adding after the word "deposit" and before Section 2, the following: "Provided further that where there are two or more banks in a county the moneys of the county treasurer shall be divided ratably among such banks offering to secure the same in the manner provided for in this Act, according to the capital and surplus of

such banks, so that each bank shall have an opportunity to receive such deposits" which amendment was declared failed of adoption.

Senator Mahan moved that **HB 728** be referred to the Committee on Banks and Banking for consideration, which motion was declared adopted.

Senators Allen and Easterly asked to be shown excused for the remainder of this legislative day, which was the order.

SB 127, by Grantham, Pazoureck and Sandlin of the Senate and McCarty et al of the House, was read and considered.

Senators Baldwin, Hamilton, McSpadden, Breeden, Dacus, Miskovsky, Carrier, and Field asked to be made co-authors of **SB 127**, which was the order.

Upon motion of Senator Grantham, **SB 127** was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended and **SB 127** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 127 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Easterly, Kerr, Payne, Shoemake.—5.

Not Voting: Cartwright (Bryan), Collins, Hall, Harris, Herndon, McClendon.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Easterly, Kerr, Payne, Shoemake.—5.

Not Voting: Cartwright (Bryan), Collins, Harris, Herndon, McClendon.—5.

The emergency was declared passed.

SB 127 was referred for engrossment.

GENERAL ORDER

HB 737, by Larason et al, was read and considered.

Senators McSpadden, Stipe, Breeden, Dacus, McColgin, King, Grantham, Berrong and Trent asked to be made co-authors of **HB 737**, which was the order.

Upon motion of Senator McSpadden, **HB 737** was advanced to engrossment.

Upon motion of Senator McSpadden, the rules of the Senate were suspended and **HB 737** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 737 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Easterly, Kerr, Payne, Shoemake, Walker.—6.

Not Voting: Cartwright (Seminole), Collins, Sandlin, Trent.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—35.

Excused: Allen, Easterly, Kerr, Payne, Shoemake, Walker.—6.

Not Voting: Cartwright (Seminole), Collins, Trent.—3.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Wilson (Beckham) moved that the vote be reconsidered by which **HB 737** was passed.

Senator Cowden asked to be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 210, by Bailey of the Senate and Bond (Stephens) of the House, was read and considered, and upon request of Senator Bailey further consideration was deferred for this day.

SB 245, by Baldwin, Allen, Hope, Grantham, Collins and Bailey of the Senate and Bond (Stephens) of the House, was read and considered.

Senators Mahan and Dacus asked to be made co-authors of **SB 245**, which was the order.

Senator Baldwin moved to amend **SB 245**, line 18, page 3, by adding after the word "board" and before the word "to" the words, "by and with the advice and

consent of the Senate" which amendment was declared adopted.

Upon motion of Senator Baldwin, **SB 245**, as amended, was advanced to engrossment.

Upon motion of Senator Baldwin, the rules of the Senate were suspended and **SB 245**, as amended, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Fine, Garvin, Grantham, Hall, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Wilson (Beckham), Wilson (Greer).—29.

Nay: Cartwright (Seminole), Hamilton, Herndon, Stipe, Tipps, Trent.—6.

Excused: Allen, Cowden, Easterly, Kerr, Payne, Shoemake, Walker.—7.

Not Voting: Field, Harris.—2.

The bill was declared passed.

SB 245, as amended, was referred for engrossment.

Senator Boecher asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 268, by Baldwin, was read and considered.

Senators Mahan and Stipe asked to be made co-authors of **SB 268**, which was the order.

Upon motion of Senator Baldwin, **SB 268** was advanced to engrossment.

Upon motion of Senator Baldwin, the rules of the Senate were suspended and

SB 268 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 268 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—33.

Nay: Hamilton, McClendon.—2.

Excused: Allen, Boecher, Cowden, Easterly, Kerr, Payne, Shoemake, Walker.—8.

Not Voting: McColgin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—33.

Nay: Hamilton, McClendon.—2.

Excused: Allen, Boecher, Cowden, Easterly, Kerr, Payne, Shoemake, Walker.—8.

Not Voting: McColgin.—1.

The emergency was declared passed.

SB 268 was referred for engrossment.

COMMITTEE APPOINTMENT

As provided under **SR 43**, President Pro Tempore Garvin announced the ap-

pointment of Senator Kerr as the Senate Committee thereunder.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn, which motion was declared adopted.

FIRST READING

The following resolution was introduced and read the first time:

SJR 26—By Boecher—An Act authorizing the Oklahoma Wildlife Conservation Commission to construct an addition to the present information-education building, to be paid for from the wildlife conservation fund; limiting the cost thereof to \$250,000; providing for the use of such addition and disposition of moneys received from the rental of space therein; and declaring an emergency.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 285—County Government.

SB 295—County Government.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 181**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 726**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

As provided under the Wilson (Beckham) motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Seventy-third Legislative Day

Tuesday, May 12, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Baldwin, Herndon, Kerr, Payne.—4.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Land asked unanimous consent that Gay Lyn Parrish of Tulsa, representing her seventh grade class, be made an Honorary Page for this legislative day, which was the order.

President Pro Tempore Garvin presiding.

Senator Sandlin asked unanimous consent that Cecily Hamilton of Oklahoma City be made an Honorary Page for this legislative day, which was the order.

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 699—Judiciary.

HB 739 Judiciary—To Municipal Government by reporting Committee.

HB 746—Judiciary—To Insurance by previous order.

HB 801—Judiciary.

HB 802—Judiciary.

HB 815—Judiciary.

HB 821—Judiciary.

DO PASS, as amended:

HB 653—Judiciary.

HB 782—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 539, 548 and 567 and SBs 33, 195, 245, 265, 272 and 287 each correctly engrossed.

SCR 13 and SB 181 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 539, 548 and 567**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 33, 195, 245, 265, 272 and 287** 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.

Enrolled **SB 181**, after fourth reading, was properly signed and ordered

transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bills were introduced and read the first time:

SB 305—By Cowden—An Act relating to State lands; fixing certain terms and provisions of sales of lands, under certificates of purchase contracts, by the Commissioners of the Land Office; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

SB 306—By Payne—An Act relating to labor relations; declaring the legislative intent; providing for the promotion of industrial peace in Oklahoma by creating the Oklahoma Mediation Commission; providing the duties, responsibilities, authority and personnel of that commission; making certain communications to mediators and arbitrators privileged; making violation of commission's regulations a misdemeanor and fixing penalties therefor; making an appropriation to the Department of Commerce and Industry for the functions of said commission for the fiscal years ending June 30, 1960, and June 30, 1961, and specifying purpose therefor; repealing conflicting laws and parts of laws; providing for severability; and declaring an emergency.

SB 307—By Hall—An Act relating to public health and safety; providing a short title; declaring the legislative purpose and delegating responsibility for administration; defining terms; providing for establishment of hospital units for alcoholics, out-patient clinics for alcoholics, other alcoholic treatment facilities, and an alcoholic research program; providing for and regulating admission, treatment, transfer and discharge of alcoholics and making regulations pertinent thereto; delegating various powers and duties incidental to this Act to the Director of Mental

Health; providing for liability of committed patients, and for establishment of a fee schedule; providing for reimbursement of various expenses of public officials; making certain provisions of mental health law applicable; making an appropriation for the purposes of this Act to the Department of Mental Health, and making allocations therefrom for specific phases thereof; making appropriation nonfiscal; providing for severability; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 303—County Government.

SB 304—Judiciary.

SJR 26—Game and Fish.

GENERAL ORDER

SB 291, by Land, was read and considered.

Senators Mahan, Hall, Cartwright (Bryan), Ritzhaupt, Breeden and McSpadden asked unanimous consent to be made co-authors of **SB 291**, which was the order.

Upon motion of Senator Land, **SB 291** was advanced to engrossment.

Upon motion of Senator Land, the rules of the Senate were suspended, and **SB 291** was considered engrossed and placed upon third reading and final passage.

Senator Boecher asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Mahan asked unanimous consent that the action of the Senate in advancing **SB 291** be retracted in order to strike out the words, "at or near Tulsa, Oklahoma," and use the language, "in northeastern Oklahoma," which request by unanimous consent he withdrew.

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:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: Cartwright (Seminole), Fine, Hamilton, King, Shoemake, Tipps.—6.

Excused: Baldwin, Boecher, Herndon, Kerr, Payne.—5.

Not Voting: Collins.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: Cartwright (Seminole), Fine, Hamilton, King, Shoemake, Tipps.—6.

Excused: Baldwin, Boecher, Herndon, Kerr, Payne.—5.

Not Voting: Collins.—1.

The emergency was declared passed.

SB 291 was referred for engrossment.

GENERAL ORDER

SB 210, by Bailey, was read and considered.

Senator Bailey asked unanimous consent that Representatives Wolf and Poyner be made co-authors to **SB 210**, which was the order.

Upon motion of Senator Bailey, **SB 210** was advanced to engrossment.

Upon motion of Senator Bailey, the rules of the Senate were suspended, and **SB 210** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 210 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Greer).—33.

Excused: Baldwin, Boecher, Herndon, Kerr, Payne.—5.

Not Voting: Berrong, Carrier, Morford, Pitcher, Trent, Wilson (Beckham).—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Greer).—33.

Excused: Baldwin, Boecher, Herndon, Kerr, Payne.—5.

Not Voting: Berrong, Carrier, Morford, Pitcher, Trent, Wilson (Beckham).—6.

The emergency was declared passed.

SB 210 was referred for engrossment.

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

GENERAL ORDER

HB 630, by Judiciary Committee and Johnston and Nance, was read and considered.

Senator King moved to amend **HB 630**, lines 6 and 7, page 2, by striking the words and figures, "Twelve Thousand Five Hundred Dollars (\$12,500.00)," and inserting the words and figures, "Ten Thousand Five Hundred Dollars (\$10,500.00)," which amendment was tabled upon motion of Senator Miskovsky.

Senator Breeden moved to amend **HB 630**, line 1, page 2, by striking the words and figures, "Sixteen Thousand, Five Hundred Dollars (\$16,500.00)," and inserting the words and figures, "Fifteen Thousand Dollars (\$15,000.00)," which amendment was tabled upon motion of Senator Collins.

Senator Tipps moved to amend **HB 630**, line 3, page 1, and line 1, page 2, by striking the words and figures, "Sixteen Thousand Five Hundred Dollars (\$16,500.00)," and inserting the words and figures, "Thirteen Thousand Dollars, (\$13,000.00)," which he asked unanimous consent to withdraw and to which request objection was voiced.

Senator Allen moved to table the Tipps amendment, which motion prevailed.

Senator Sandlin moved to amend **HB 630**, line 6, page 3, by striking the words and figures, "Five Dollars (\$5.00)," and inserting the words and figures, "Three Dollars (\$3.00)," which amendment was tabled upon motion of Senator Grantham.

Senators Cartwright (Bryan) and Cobb moved to amend **HB 630**, line 4, page 3, by striking Section 3 and renumbering succeeding section, which amendment was tabled upon motion of Senator Grantham, the roll call thereon being as follows:

Ayc: Allen, Bailey, Boecher, Carrier,

Collins, Cowden, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Shoemake, Stipe.—22.

Nay: Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Easterly, Field, McClendon, Mahan, Pitcher, Ritzhaupt, Sandlin, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—17.

Excused: Baldwin, Herndon, Kerr, Payne.—4.

Not Voting: Trent.—1.

Senators Grantham, Collins, Miskovsky, Bailey, Boecher, Land, Shoemake, Allen, Pitcher, Pazoureck, McColgin, Stipe, Carrier, Mahan, Morford and Hope asked to be made co-authors of **HB 630**, which was the order.

Senator King moved to amend **HB 630**, line 7, page 3, by inserting after the word, "every," and before the word, "case," the word, "civil," and after the word, "case," and before the word, "filed," insert the words, "each and every appeal in probate and civil matters," which amendment was tabled upon motion of Senator Miskovsky.

Senator Tipps moved, when the Clerk's desk is cleared, the Senate adjourn, which motion failed of adoption.

Senators Shoemake, Land and Wilson (Beckham) moved to amend **HB 630**, line 7, page 3, by striking the word, "judicial," and inserting the word, "litigation," which amendment was adopted by unanimous consent upon request of Senator Grantham.

Upon motion of Senator Grantham, **HB 630**, as amended, was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended, and **HB 630**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 630 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Boecher, Carrier, Collins, Cowden, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Wilson (Beckham).—28.

Nay: Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Easterly, Field, Tipps, Trent, Walker, Wilson (Greer).—12.

Excused: Baldwin, Herndon, Kerr, Payne.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Boecher, Breeden, Carrier, Collins, Cowden, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Walker, Wilson (Beckham).—30.

Nay: Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Easterly, Field, Tipps, Trent, Wilson (Greer).—10.

Excused: Baldwin, Herndon, Kerr, Payne.—4.

The emergency was declared passed.

HB 630, as amended, was referred for engrossment.

RESOLUTION

By unanimous consent, upon request of Senator McSpadden, the following Resolution was introduced, read at length and considered:

SR 44—By McSpadden, Cobb, Miskovsky, Stipe, Collins and Mahan—A

Resolution commending the Honorable Lyndon Baines Johnson, Majority Floor Leader, United States Senate, and the Honorable Sam Rayburn, Speaker, House of Representatives of the United States; directing that this resolution be spread upon the pages of the permanent Journal of the Senate of the Twenty-seventh Legislature of the State of Oklahoma; and directing that duly authenticated copies of this Resolution be transmitted to the Honorable Lyndon Baines Johnson, to the Honorable Sam Rayburn, to each Honorable Member of the Oklahoma Delegation in the Congress of the United States and to the Governor of the State of Oklahoma.

Senators Fine, Hamilton, Field and Wilson (Greer) asked to be made co-authors of **SR 44**, which was the order.

Senator Hall moved to amend **SR 44**, line 2, page 2, by striking all of lines 2, 3, 4, 5 and 6 on said page 2.

Senator Hamilton as a substitute moved to amend **SR 44**, by striking from line 3, page 2 the following language: "have not 'gone stale' but on the contrary."

Senator Hall asked unanimous consent, which was granted, to withdraw his amendment and be made a co-author of the Hamilton amendment.

The vote occurring on the Hamilton-Hall amendment, it was declared adopted.

Senators Hall, Ritzhaupt, Shoemake, King and Sandlin asked to be made co-authors of **SR 44**, as amended, which was the order.

Senator Hamilton moved to amend **SR 44**, line 26, page 2, by adding after the word "Rayburn" and before the word "to" the word "and" and on line 28 add a period after the word "America" thereby striking the remainder of line 28, which amendment was declared adopted.

Upon motion of Senator Hamilton, the

title to **SR 44** was ordered amended to conform to the Resolution, as amended.

SR 44, as amended, was read at length as follows:

SENATE RESOLUTION NO. 44—By McSpadden, Cobb, Miskovsky, Stipe, Collins, Mahan, Fine, Hamilton, Field, Wilson (Greer), Hall, Ritzhaupt, Shoemake, King and Sandlin.

A RESOLUTION COMMENDING THE HONORABLE LYNDON BAINES JOHNSON, MAJORITY FLOOR LEADER, UNITED STATES SENATE, AND THE HONORABLE SAM RAYBURN, SPEAKER, HOUSE OF REPRESENTATIVES OF THE UNITED STATES; DIRECTING THAT THIS RESOLUTION BE SPREAD UPON THE PAGES OF THE PERMANENT JOURNAL OF THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA; AND DIRECTING THAT DULY AUTHENTICATED COPIES OF THIS RESOLUTION BE TRANSMITTED TO THE HONORABLE LYNDON BAINES JOHNSON, TO THE HONORABLE SAM RAYBURN, TO EACH HONORABLE MEMBER OF THE OKLAHOMA DELEGATION IN THE CONGRESS OF THE UNITED STATES.

WHEREAS, the Honorable Lyndon Baines Johnson, Majority Floor Leader, United States Senate, and the Honorable Sam Rayburn, Speaker, House of Representatives of the United States, personify the finest qualities of American statesmanship and political leadership; and

WHEREAS, these statesmen have, over a period of many decades, ably served their state and nation in positions of high responsibility; and

WHEREAS, during these many years of public life and constructive accomplishments for the people of this nation these gentlemen have compiled a record of public service unparalleled in the

annals of modern United States history; and

WHEREAS, these statesmen from our neighboring State of Texas combine the rugged and exemplary qualities of the pioneering spirit of America with the twentieth century concept of constructive progress in the art and science of government; and

WHEREAS, the knowledge gained from many years of political life and service to their fellow men is an invaluable asset to the government and people of the United States and a high goal worthy of attainment by those who serve everywhere in high public office; and

WHEREAS, the outstanding record of statesmanship and public service written in the Nation's Capitol and in the State of Texas by our esteemed and highly respected neighbors to the south will live forever in the hearts and minds of those who adhere to the principles of integrity, service, and progress in government; and

WHEREAS, these gentlemen have endeared themselves, not only to the great Democratic party, of which they are outstanding leaders, but also to all the people of this nation; and

WHEREAS, it is the consensus of this body that these statesmen are ever vigorous and progressive in their devotion, sacrifices and services in the public interest and in their foresight for the future role of this country; and

WHEREAS, the Honorable Lyndon Baines Johnson and the Honorable Sam Rayburn have set a high and enviable standard in the political life of this nation which stands as a worthy goal for those aspiring to positions of governmental leadership;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. This body hereby officially commends the Honorable Lyndon Baines Johnson and the Honorable Sam Rayburn for their exemplary record of public service and conscientious devotion to the public interest, extending over a period of many decades, and for their progressive planning and foresight in guiding the future destinies of this great country.

SECTION 2. Be it further resolved that this Resolution be spread upon the permanent journals of the Senate of the Twenty-seventh Legislature of the State of Oklahoma as an indelible record of the appreciation and esteem of this body for the Honorable Lyndon Baines Johnson and the Honorable Sam Rayburn.

SECTION 3. Be it further resolved that duly authenticated copies of this Resolution be transmitted to the Honorable Lyndon Baines Johnson, to the Honorable Sam Rayburn, to each honorable member of the Oklahoma delegation in the Congress of the United States of America.

Senator McSpadden moved the adoption of **SR 44**, which motion prevailed upon a roll call as follows:

Aye: Berrong, Boecher, Cobb, Collins, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Bailey, Cartwright (Bryan), Easterly, Harris, Hope, Land, Pazour-eck.—7.

Excused: Baldwin, Herndon, Kerr, Payne.—4.

Not Voting: Allen, Breeden, Carrier, Cartwright (Seminole), Cowden, Morford, Pitcher, Tipps.—7.

SR 44, as amended, was ordered referred for enrollment.

Senator Wilson (Beckham) moved

when the Clerk's desk is cleared the Senate adjourn, which motion was declared adopted.

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Wilson (Beckham) who stated Permits would be issued in the office of the President Pro Tempore:

Mr. President:

We, your Committee on Senate and Legislative Affairs to whom was referred Requests for Lobby Permits, beg leave to report that we had the same under consideration and herewith return the same with the recommendation that Lobby Permits be granted for the following named persons:

J. A. Rinehart, 1107 S. Hoff, El Reno, Attorney for Oklahomans for Competitive Tax on Legal Liquor.

Bill Seay, 1728 Andover Court, Oklahoma City, Okla., Bureau for Lathing and Plastering of Oklahoma, Inc.

Russell E. Putnam, 2141 NW 30th St., Oklahoma City, Okla., State Chamber of Commerce.

Roy Borthick, 3316 Shields Blvd., Oklahoma City, Okla., Okla. State Firemen's Assn.

Wilson (Beckham), Chairman.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 12**, as amended.

HAS to **SB 12** read as follows, and consideration deferred:

AMENDMENT NO. 1 Add the following members of the House as coauthors to Engrossed Senate Bill No. 12: **McCARTY, HURST, SHIPLEY, BUCKLER, DYER, FOGARTY, GARRISON, GREENHAW, HALL, JONES, LANCE, LANGLEY, LOLLAR, ODOM** (McIntosh), **ODOM** (Wagoner), **WILLIS** (Jackson), **SPARGER, STEVENS**, and **RICHARDSON**.

AMENDMENT NO. 2. Amend by striking TITLE, ENACTING CLAUSE and SECTIONS 1, 2, 3 and 4 and substitute in lieu therefor the following:

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; AMENDING 70 O. S. 1951, § 18-5, AS AMENDED BY § 47, CHAPTER A, TITLE 70, OKLAHOMA SESSION LAWS 1955, AND AMENDING PARAGRAPH (b) OF 70 O. S. 1951, § 18-10, AS AMENDED BY § 50 OF CHAPTER A, TITLE 70, OKLAHOMA SESSION LAWS 1955; DEALING WITH PAYMENT OF STATE AID TO SCHOOL DISTRICTS; FIXING EFFECTIVE DATE OF THE ACT; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 70 O. S. 1951, § 18-5, as amended by Section 47, Chapter A, Title 70, Oklahoma Session Laws 1955, relating to the payment of State Aid to school districts, is hereby amended to read as follows:

§ 18-5. *a.* There shall be apportioned to all school districts of the several counties an amount of money equal to twelve and fifty hundredths dollars (\$12.50) multiplied by the legal average daily attendance of the previous year of such school district, provided the school district is maintaining twelve (12) years of instruction, and levies fifteen (15) mills. Such aid shall be designated and known as Basic Aid for all school districts meeting such requirement.

b. There shall be apportioned and paid for the fiscal year 1959-60 to all the school districts of the several counties an amount of money equal to three and fifty hundredths dollars (\$3.50) multiplied by the legal average daily attendance of the previous year, provided the school district is maintaining an elementary or high school in the district and levies twenty (20) mills for its general fund. Such aid shall be designated

and known as Operational Fund Aid for all school districts meeting such requirement. Provided, that the Operational Fund Aid apportioned and paid to school districts under this subsection shall be four and fifty hundredths dollars (\$4.50) per pupil in legal average daily attendance during the previous year for 1960-61, six and no hundredths dollars (\$6.00) per pupil for 1961-62 and eight and no hundredths dollars (\$8.00) per pupil for 1962-63 and for each year thereafter. Provided, further, that no part of the Operational Fund Aid apportioned and paid to school districts pursuant to the provisions of this subsection shall be made a part of the Minimum Program Income, or in any manner used to reduce the amount of State Equalization Aid for which a school district would otherwise qualify.

c. Provided, however, that if the total rate of levy herein required for either Basic Aid or Operational Fund Aid is reduced by the Court of Tax Review in a case actually heard by such court and shown in journal entry, such reduction shall not prevent the apportionment of aid hereunder and the apportionment of monies under this Section shall be made in the same manner and in the same proportion as provided elsewhere in this Article.

SECTION 2. Paragraph (b), of 70 O. S. 1951, § 18-10, as amended by Section 50 of Chapter A, Title 70, Oklahoma Session Laws 1955, relating to the apportionment of State Aid to school districts, is hereby amended to read as follows:

(b) Any State Equalization Aid, Basic Aid, Operational Fund Aid or transfer fees apportioned in accordance with the provisions of this Article shall be considered as State Aid funds, and all persons responsible for the apportionment or expenditure of such funds shall be liable for the proper distribution and use of same in accordance with the provisions of this Article.

SECTION 3. The provisions of this Act shall not become operative until July 1, 1959.

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 **SB 13**, as amended.

HAs to SB 13 read as follows and consideration deferred:

AMENDMENT NO. 1. Add the following co-authors of the House to Engrossed Senate Bill No. 13: SPARGER, STEVENS and RICHARDSON.

AMENDMENT NO. 2. Page 1, SECTION 1, Lines 14 and 15, strike the following: *"in average daily membership in the district, as defined for the purpose of apportioning State Aid to school districts, during"* and insert in lieu thereof *"enrolled."*

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 15**, as amended.

HAs to SB 15 read as follows and consideration deferred:

AMENDMENT NO. 1. Add the following members of the House as co-authors to Engrossed Senate Bill No. 15: SPARGER, STEVENS, RICHARDSON and TALIAFERRO.

AMENDMENT NO. 2. Amend Page 1, By striking the entire TITLE, the ENACTING CLAUSE, and SECTIONS 1, 2, 3 and 4 of Engrossed Senate Bill No. 15, and substituting in lieu thereof the following:

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; AMENDING 70 O. S. 1951, § 18-4, SUBDIVISION 1, PARAGRAPHS c AND e, AS AMENDED, DEALING WITH

TEACHER SALARY SCHEDULES; FIXING EFFECTIVE DATE OF ACT; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 70 O. S. 1951, § 18-4, Subdivision 1, Paragraph c, as amended by Section 27, Chapter A, Title 70, Oklahoma Session Laws 1953, and by Section 1 of Chapter Ad, Title 70, Oklahoma Session Laws 1955 and Section 45 of Chapter A, Title 70, Oklahoma Session Laws 1955, and by Section 1, Chapter Ac, Title 70, Oklahoma Session Laws 1957, relating to teacher salary schedules, is hereby amended to read as follows:

c. The following basic schedule shall be used as a basis for calculating teachers' salaries in the Minimum Program as defined in this Article:

(1) For each teacher holding a valid certificate to teach in Oklahoma, registered with the State Board of Education, and having a Bachelors' Degree, *three thousand one hundred dollars (\$3,100.00)* per school term as defined in this Article. *Provided, that for the school year 1960-61 three thousand two hundred dollars (\$3,200.00) per school term as defined in this Article shall be used. Provided, that for the school year 1961-62 three thousand four hundred dollars (\$3,400.00) per school term as defined in this Article shall be used. Provided, that beginning with the school year 1962-63 and thereafter, three thousand six hundred dollars (\$3,600.00) per school term as defined in this Article shall be used.*

(2) For each teacher holding a valid certificate as defined in (1) above and having a Master's Degree, a Master Teacher's Degree, or a Library Science Degree, issued on five (5) years of college training, *three thousand three hundred dollars (\$3,300.00)* per school term as defined in this Article. *Provided, that for the school year 1960-61 three thousand four hundred dollars (\$3,400.00) per school term as defined in this Article*

shall be used. *Provided, that for the school term 1961-62 three thousand six hundred dollars (\$3,600.00) per school term as defined in this Article shall be used. Provided, that beginning with the school year 1962-63 and thereafter, three thousand eight hundred dollars (\$3,800.00) per school term as defined in this Article shall be used.*

(3) For each teacher holding a valid certificate as defined in (1) above and having a Doctor of Philosophy or Doctor of Education Degree, *three thousand five hundred dollars (\$3,500.00) per school term as defined in this Article. Provided, that for the school year 1960-61 three thousand six hundred dollars (\$3,600.00) per school term as defined in this Article shall be used. Provided, that for the school year 1961-62 three thousand eight hundred dollars (\$3,800.00) per school term as defined in this Article shall be used. Provided, that beginning with the school year, 1962-63 and thereafter, four thousand dollars (\$4,000.00) per school term as defined in this Article shall be used.*

(4) *Provided, that one hundred dollars (\$100.00) shall be added to the schedule of annual salary for each year of teaching experience in any school approved by the State Board of Education, or time spent in military service during a period of National Emergency and having received an honorable discharge, not to exceed fifteen (15) years prior to the current year.*

(5) *Provided, that for the school years 1959-60 and 1960-61, the Minimum Program for teachers' salaries shall be supplemented by whatever amount is necessary to guarantee a minimum salary of three thousand four hundred dollars (\$3,400.00) for each teacher included in the Minimum Program as calculated by the basic schedule above including increments for teaching experience.*

(6) *Provided further, that in the event legislative appropriations are insufficient to finance the minimum sal-*

ary program, school districts or any individual shall not be liable for unpaid salary obligations resulting therefrom.

SECTION 2. 70 O. S. 1951, § 18-4, Subdivision 1, Paragraph e, as amended by Section 45 of Chapter A, Title 70, Oklahoma Session Laws 1955, is hereby amended to read as follows:

(e) *Regardless of whether it qualifies for State Equalization Aid, any school district paying less than said minimum salary schedule to any teacher shall have the difference deducted from the amount of State Equalization Aid, Basic Aid, Operational Fund Aid, gross production tax, auto license fees, or any other funds which would otherwise be paid by the state to the school district. Provided, that any district paying to any teacher, not having a Bachelor's Degree, less than the amount specified in the said minimum salary schedule for a teacher with a Bachelor's Degree and no experience shall have the difference deducted from the amount of State Equalization Aid, Basic Aid, Operational Fund Aid, gross production tax, auto license fees, or any other funds which would otherwise be paid by the state to the school district. Any state funds otherwise payable to a school district shall be withheld from any school or school district which does not comply with the standards of the State Board of Education. Provided, that this paragraph shall not apply to salaries of teachers employed in excess of the number for which the school district qualifies in the Minimum Program.*

SECTION 3. The provisions of this Act shall not become operative until July 1, 1959.

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.

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 247 — Judiciary — Co-authored by Pazoureck. and Grantham; and the name of Stipe removed as co-author.

HB 570—Judiciary.

DO PASS, as amended:

HB 594—Judiciary.

HB 713—Privileges and Elections.

WITHOUT RECOMMENDATION:

SB 6—Appropriations and Budget.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 308—By Cartwright (Bryan) and Harris — An Act relating to county roads; providing for the appointment, powers and duties of a county road supervisor for each county; prescribing the powers and duties of the Board of County Commissioners in connection with road construction, road maintenance, road personnel, and purchase of road materials, supplies and equipment; requiring regular reports and providing for withholding of funds by Oklahoma Tax Commission from counties which do not comply with this Act; providing for duties of State Highway Director; fixing the effective date hereof; making the provisions of this Act severable; repealing all Acts or parts of Acts in

conflict herewith; and declaring an emergency.

SB 309—By Pitcher and Hall—An Act making an appropriation to the State Board of Agriculture for the purpose of establishing a "disaster contingency fund"; providing for severability; and declaring an emergency.

SJR 27 —By Ritzhaupt—A Resolution taking notice of the need for regulation of expenditures of the State Highway Department; creating a highway expenditure commission; requiring annual highway budget; making other regulations with respect to highway expenditures; providing for severability; and declaring an emergency.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 505, 524, 689, 747 and 769.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 127, 268 and 291 each correctly engrossed.

Engrossed **SBs 127, 268 and 291** were each properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned, to meet at 1:30 p. m. tomorrow.

Seventy-fourth Legislative Day

Wednesday, May 13, 1959

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

The roll call was as follows:

Present: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Allen, Baldwin, Cartwright (Seminole), Payne, Pitcher, Stipe, Tipps.—7.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Miskovsky asked unanimous consent that Ann Runnels, fifteen years old, winner of the George Miskovsky Government Award at Capitol Hill Junior High School be made an Honorary Journal Clerk for this legislative day, which was the order.

Senator Cowden introduced his wife; Mrs. Boecher, wife of Senator Boecher; his daughter-in-law, Dorothy Boecher Cowden, wife of his son, "Buddy," a former Senate Honorary Page on many occasions, now of Bartlesville, and their little two-year-old daughter, Lee Ann, adored granddaughter of the Cowdens and Boechers.

Senator Boecher asked unanimous consent that Lee Ann, "the little curly haired red head," be made an Honorary

Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

RESOLUTION

SCR 14 was introduced by Senator Hope and read at length, following which Senators Harris, Grantham, Carrier, Breeden, Bailey, Pazoureck, Cowden, Wilson (Greer), Easterly, Kerr, McColgin, Cartwright (Bryan), Hamilton, Field and Land asked to be made co-authors, which was the order.

SCR 14, as coauthored, was read at length as follows, adopted upon motion of Senator Hope and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 14—By Hope, Harris, Grantham, Carrier, Breeden, Bailey, Pazoureck, Cowden, Wilson (Greer), Easterly, Kerr, McColgin, Cartwright (Bryan), Hamilton, Field and Land of the Senate and Johnston of the House.

A RESOLUTION OF APPRECIATION AND COMMENDATION OF GENERAL MAXWELL D. TAYLOR, UPON THE EVENT OF HIS RETIREMENT FROM THE ARMY OF THE UNITED STATES AND THE HIGH POSITION OF CHIEF OF STAFF OF THAT ARMY.

WHEREAS, on June 30, 1959, General Maxwell D. Taylor will retire from the active service of his country in the Army of the United States and become a private citizen in the nation which he has defended with unselfish devotion

and valor during the course of two great wars; and

WHEREAS, General Taylor is the son of an honored and revered Oklahoma family, Mr. and Mrs. John E. M. Taylor, of Oklahoma City; and it is fitting that a grateful people of the state where his parents have long resided should publicly express their appreciation for his outstanding leadership and services during a most critical period of the history of our country; and

WHEREAS, during his term as Chief of Staff of the Army of the United States, General Taylor has planned and supervised the transition of the U. S. Army into a mobile, modern and effective striking force, with rare vision and advanced concepts required for survival and defense of our country upon the nuclear battlefields of the future; and

WHEREAS, despite a period of public apathy during his service as Chief of Staff of the Army, his tireless efforts have stimulated the American people and its leaders toward a recognition of the consequences of a nuclear stalemate, under cover of which, the brutal and determined forces of Communism may, without a clear-cut military challenge that would precipitate the horrors of nuclear war, shift the balance of world power by relatively imperceptible stages, unless their progressive aggression is countered by deterrence of properly balanced forces, available for commitment at decisive places and critical times.

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

That, with great pride, the people of the State of Oklahoma recognize General Maxwell D. Taylor as a man of genius, courage and devotion to his

country; and he is hereby officially commended for valor upon the field of battle in two great wars, for his example, inspiration and leadership imparted to those under his command, and for the vision with which he has projected the limited available resources to most effectively defend our country against the threats of an unknown and an ominous future.

That this Resolution be spread at large upon the official permanent journals of the respective Houses of the Oklahoma Legislature; and that duly authenticated copies hereof be presented to the Honorable Mr. and Mrs. John E. M. Taylor, and General Maxwell D. Taylor, as an expression of the sentiments expressed above by the Legislature of the State of Oklahoma.

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 296—Education.

SB 298—Business and Industry.

DO PASS, as amended:

SB 197—Education (as amended by the Senate March 30, 1959).

SB 286—Education.

SB 290—Business and Industry.

HB 641—Business and Industry.

FIRST READING

The following bill was introduced and read the first time:

SB 310—By Berrong, of the Senate and Richardson and Clark, of the House—An Act relating to public officials; requiring sworn statements to be made on claims submitted for payment for materials, supplies, equipment or services sold to governmental agencies or subdivisions; providing procedures to in-

sure prosecution of violations, and place and manner thereof; providing form of oath used; providing for severability; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 305—Public Lands.

SB 306—Labor Relations, then Appropriations and Budget.

SB 307—Public Health, then Appropriations and Budget.

SB 308—Roads and Highways.

SB 309—Agriculture, then Appropriations and Budget.

SJR 27—Roads and Highways.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 181**.

The above numbered Enrolled bill was referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 523—By Committee on Mental Health and Retardation and Bradley (Tulsa), Cooksey, Hopkins, McGahey, Rogers and Taliaferro—A Joint Resolution proposing an amendment to Article 10 of the Constitution of Oklahoma to be known as Section 33a; authorizing enactment of law whereby the State may become indebted in an amount not to exceed Six Million Dollars (\$6,000,000.00) for the purpose of constructing, and equipping State buildings to be used as a school for mentally retarded children; relating to the payment and discharge of the interest and principal of said debt.

The above numbered **HJR** was read for the first time.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 13**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

SB 212, by Shoemake, Tipps, McSpadden and Pitcher, was read and considered.

Senator Shoemake moved to amend **SB 212**, line 9, page 6, by placing after the word, "population," and before the word, "and," a period, and striking the remainder of line 9 and all of line 10, which motion was declared adopted.

Senator Boecher asked unanimous consent that further consideration of **SB 212** be deferred temporarily, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring on the Wilson (Beckham) motion to reconsider the vote by which **HB 737** passed, it was declared adopted upon a roll call as follows:

Aye: Bailey, Berrong, Boecher, Breed-en, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Allen, Baldwin, Cartwright (Seminole), Payne, Pitcher, Stipe, Tipps.—7.

Not Voting: Harris, Shoemake.—2.

Senator Wilson (Beckham) moved to reconsider the vote by which **HB 737** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Wilson (Beckham), moved to reconsider the vote by which **HB 737**

was advanced to engrossment and third reading, which motion was declared adopted.

GENERAL ORDER

Senator Wilson (Beckham), asked unanimous consent that **HB 737** be referred to the Committee on Revenue and Taxation, which was the order.

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

SB 211, by Hope, was read and considered.

Senator Hope asked unanimous consent, which was granted, that **SB 211** be considered section by section.

Section 1 was read and adopted upon motion of Senator Hope.

Section 2 was read and considered.

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

Senator Cartwright (Bryan), presiding.

Senator Morford moved to amend **SB 211**, line 5, page 4, by striking all of line 5 and the words, "of this Bill," on line 6.

President Pro Tempore Garvin presiding.

Senator Hope moved to table the Morford amendment, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Berrong, Cartwright (Bryan), Collins, Easterly, Field, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McSpadden, Pazoureck, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—23.

Nay: Boecher, Breeden, Cobb, Cowden, Dacus, Garvin, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Ritzhaupt, Stipe, Trent.—15.

Excused: Baldwin, Cartwright (Seminole), Payne, Pitcher.—4.

Not Voting: Carrier, Fine.—2.

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

Senator Allen asked unanimous consent, to which Senator Hope objected, that further consideration of **SB 211** be deferred for this legislative day and that his proposed amendment to the bill be mimeographed for the use of the Senate.

Senator Allen moved that further consideration of **SB 211** be deferred for this legislative day and that his proposed amendment to the bill be mimeographed for the use of the Senate.

Senator King raised a point of order against the Allen motion, citing Rule 22, which was overruled.

The vote occurring on the Allen motion, it was declared adopted.

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

*

The Senate reassembled in open session, with Senator Shoemake presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Pitcher, seconded by Senators Mahan and McSpadden, advised and consented to the confirmation of the executive nomination of ROBERT I. HARTLEY, of Vinita, as a member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, for a term effective upon confirmation and ending April 2, 1961.

The Senate, in executive session and upon motion of Senator McClendon, seconded by Senators McSpadden, Hamilton and Trent, advised and consented to the confirmation of the executive nomination of JACK M. CORNELIUS, Jr., of Antlers, as a member of the State Board of Agriculture, for a term

effective upon confirmation and ending April 26, 1960.

The Senate, in executive session and upon motion of Senator Bailey, advised and consented to the confirmation of the executive nomination of TRAVIS TULL, of Norman, as a member of the Board of Regents, Oklahoma Military Academy, for a term effective upon confirmation and ending June 30, 1963.

The Senate, in executive session and upon motion of Senator Cowden, advised and consented to the confirmation of the executive nomination of ED NELSON, of Chandler, as a member of the Oklahoma Liquefied Petroleum Gas Board, for a term effective upon confirmation and ending June 30, 1962.

PENDING HOUSE REQUEST FOR CONFERENCE

Senator Hall moved that the request of the Honorable House for a Conference on **HB 651** be granted, which motion prevailed.

Senator Stipe moved that the request of the Honorable House for a Conference on **HB 720** be granted, which motion prevailed.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

FIRST READING

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

SB 311—By Hamilton, McClendon and Trent—An Act relating to the payment of State aid; amending 70 O. S. 1951 § 18-6; providing for computation of average daily attendance in certain cases for school years 1957-58 and 1958-59; and declaring an emergency.

SB 312—By Trent, McClendon, Cartwright (Bryan), Fine, Pitcher, Ritz-

haupt, Stipe and Wilson (Greer) of the Senate and Ham, Nichols, Allard, Belvin, Briscoe, Daugherty, Dolezal, Karnes, Mitchell, Odom (McIntosh), Stevens, Traw and Willis, (Jackson) of the House.

An Act creating a body corporate and politic to be known as the Oklahoma Office Building Authority; fixing its membership and defining its powers and duties; authorizing the authority to finance the construction of a State Office Building on the Capitol grounds, Oklahoma City, Oklahoma; authorizing such authority to finance the construction of such office building by the issuance and sale of certificates of indebtedness or revenue bonds which shall not constitute indebtedness of the State of Oklahoma but shall be payable solely from rents and other revenues of the State office building; authorizing the authority to fix the terms of said certificates of indebtedness or bonds; providing for the refunds and redemption of such certificates of indebtedness or bonds; providing that in the issuance and sale of such certificates or indebtedness or bonds, no other law need be complied with; providing for the approval of said certificates of indebtedness by the office of the Attorney General; providing for the purchase of such certificates of indebtedness by the State Treasury, Commissioners of the Land office, Commissioner of the State Insurance fund, with the approval of its board of managers, or by private investors; providing that when all certificates of indebtedness or bonds issued for the payment of construction of such building have been paid in full, the building shall become the property of the State of Oklahoma and shall then be under the full and exclusive supervision of the State Board of Public Affairs; providing that funds received from the sale of such certificates of indebtedness or bonds be used solely for the construction of the office building on the State Capitol grounds to house all State de-

partments and agencies now paying or who may hereafter pay rent; providing the method or procedures to be followed in the letting of contracts for construction of said building and disbursements of funds; authorizing the Oklahoma Office Building Authority to supervise the construction of said building; authorizing the State Board of Public Affairs to allocate space, fix and collect the amount of rent to be paid for such departments and agencies; authorizing the Oklahoma Office Building authority to accept any Federal aid grants and to make any contracts having to do with such construction and to do all things necessary to carry out the powers herein granted; authorizing cooperation with the Federal government in the determination of amount of rent to be paid by departments and agencies of the State and Federal government allocated space in said building; providing for severability; and declaring an emergency.

SB 313—By Trent of the Senate and Inman, and Cooksey of the House—An Act relating to state institutions; making appropriations to State Board of Affairs for enlargement and repair of vocational education facilities, and program, and acquisition of land at State Honor Farm; specifying purposes by item; providing for appraisal of purchased land and designating Board of Affairs as purchasing agency; providing for severability; and declaring an emergency.

SB 314—By Miskovsky of the Senate and Andrews of the House—An Act relating to registration of electors in counties of more than three hundred twenty-five thousand (325,000), according to the 1950 or any succeeding Federal decennial census; abolishing precinct registrars and providing for registrars at large; providing for clerical assistance for county registrars; pertaining to compensation of registrars;

amending Secs. 4(b), 5(a), 5(b), 5(c), 5(d), 6, 8(a), 8(f)(1), 12, 13 and 17 and 20, Chapter 2b, Title 26, O. S. L. 1953, as amended; and declaring an emergency.

SJR 28—By Miskovsky—A Joint Resolution proposing an amendment to Section 26, Article X of the Constitution of Oklahoma, relating to the incurring of indebtedness by counties, cities, towns, townships, school districts, or other political corporations or subdivisions of the State, and providing that same shall be approved by a majority of the voters thereof voting at an election to be held for that purpose; providing for special election thereon; 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 688**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 688** was read and consideration deferred:

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. 688 and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO MARRIAGES; AMENDING 43 O. S. 1951, §5, WHICH RELATES TO THE ISSUANCE OF MARRIAGE LICENSES, BY REQUIRING: ISSUANCE DURING REGULAR OFFICE HOURS OF ISSUING OFFICIAL; APPLICATION IN PERSON BY PARTIES TO MARRIAGE; CERTAIN PROOF OF AGE; A FILING PERIOD OF NOT LESS THAN THREE

(3) DAYS; BY MAKING PROVISIONS HEREOF MANDATORY; AMENDING 43 O. S. 1951, § 32, WHICH RELATES TO POWER OF COUNTY JUDGE TO WAIVE REQUIREMENT OF PHYSICIAN'S CERTIFICATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same together with the Conference Committee Substitute therefor with the following recommendation:

That the Conference Committee Substitute for House Bill No. 688 be adopted.

Respectfully submitted,

For the House:	For the Senate:
Shipley	Ritzhaupt
Chairman	Chairman
Nichols	Miskovsky
Howze	Baldwin
Fogarty	Walker

CONFERENCE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 688—By Fogarty, Nichols, Howze, Howe, Garrison, Bradley (Tulsa), Levergood, Burnham, Lance, Green, Lynch, McCune, Priebe, Watkins, Hopkins, Mitchell, Morrow, Richardson, Ruby, Shibley, Shipley, Wilcox and Williams (Murray).

AN ACT RELATING TO MARRIAGES; AMENDING 43 O. S. 1951, §§ 3 and 5, WHICH RELATE TO ELIGIBILITY FOR MARRIAGE AND THE ISSUANCE OF MARRIAGE LICENSES, BY REQUIRING APPLICATION IN PERSON BY PARTIES TO MARRIAGE; CERTAIN PROOF OF AGE; PRESENCE OF PARENT OR GUARDIAN WITH UNDERAGE APPLICANTS, OR PROOF OF THEIR DISABILITY TO BE PRESENT WITH WRITTEN CONSENT OF PARENT OR GUARDIAN TO MARRIAGE; A FILING PERIOD OF NOT LESS THAN THREE (3) DAYS; BY MAKING PROVISIONS HEREOF MANDATORY; MAKING IT A MISDEMEANOR FOR COURT CLERK TO SELL ANY ITEMS EX-

CEPT AS AUTHORIZED; AMENDING 43 O. S. 1951, § 32, WHICH RELATES TO POWER OF COUNTY JUDGE TO WAIVE REQUIREMENT OF PHYSICIAN'S CERTIFICATE BY REQUIRING BOTH PARTES TO BE TWENTY-FIVE (25) YEARS OF AGE FOR SUCH WAIVER TO BE MADE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 43 O. S. 1951, § 3, is hereby amended to read as follows:

§ 3. Any unmarried male of the age of twenty-one (21) years or upwards, or any unmarried female of the age of eighteen (18) years or upwards and not otherwise disqualified, is capable of contracting and consenting to marriage; but no female under the age of eighteen (18) years and no male under the age of twenty-one (21) years shall enter into the marriage relation, nor shall any license issue therefor, except upon the consent and authority expressly given * * * *by the parent or guardian of such underage applicant in the presence of the authority issuing such license: provided further that if the certificate of a duly licensed medical doctor or osteopath, acknowledged in the manner provided by law for the acknowledgment of deeds and stating that such parent or guardian is unable by reason of health or incapacity to be present in person, is presented to such licensing authority, the license may issue on the written consent of such parent or guardian, acknowledged in the same manner as the accompanying medical certificate. Any such certificate and written permission shall be retained by the official issuing the marriage license, together with the returned license.* Provided, that this Section shall not be construed to prevent the courts from authorizing the marriage of persons under the ages herein mentioned, in settlement of suits for seduction or bastardy; and the courts may also authorize the mar-

riage of persons under the ages herein mentioned, when the unmarried female is pregnant, or has given birth to an illegitimate child, whether or not any suits for seduction or bastardy have been brought; but no marriage may be authorized when such marriage would be incestuous under this Chapter.

SECTION 2. 43 O. S. 1951, § 5, is hereby amended to read as follows:

§ 5. The judge or clerk of the county court, upon application in writing signed and sworn to in person before him by * * * *both of the parties to be married setting forth their places of residence and setting forth their full names and ages as the same appear upon a Certified Copy of birth certificates, or upon a current motor vehicle operator's chauffeur's, or commercial license or upon a current voter's registration certificates, or upon a current passport or visa or upon any other certificate, license or document issued by or existing pursuant to the laws of any nation or of any state or other governmental subdivision thereof, when each such document accepted as proof of identity and age is described with reasonable particularity in the application shall also set forth that such persons to be married * * ** are not disqualified or incapable of entering into the marriage relation, nor of the relationship prohibited by law, and being satisfied of the truth and sufficiency of such application and that there is no legal impediment to such marriage, *and after application for such marriage license has issued*, shall issue under his hand and the seal of his court, the license authorizing such marriage; *provided that in the event one or both of the parties to be married are under twenty-one (21) years of age, such application shall have been on file in the Court Clerk's office for a period of not less than three (3) days.* Such license shall be valid only in the county in which it is issued. *The provisions hereof are mandatory and not directory except un-*

der the circumstances set out in the proviso to 43 O. S. 1951, § 3.

SECTION 3. 43 O. S. 1951, § 32, is hereby amended to read as follows:

§ 32. Because of an emergency or other cause shown by affidavit or other proof of *both of the parties over the age of twenty-five (25) years*, the Judge of the County Court, if satisfied by medical testimony, that neither the health and welfare will be injuriously affected thereby, may make an order, or joint application of both the parties desiring the marriage license, dispensing with those requirements of Section 1 and 3, which relate to the filing with the licensing authority by either or both of the parties of the Physician's certificates and the laboratory statements or, the said affidavits and statements having been filed, extending the thirty-day period following the examination and test to not later than ninety (90) days after such examination and test. The order shall be accompanied by a memorandum in writing from the judge reciting his reasons for granting said order. Application for such extension may be made before, on or after the expiration of such thirty-day period. The order in the accompanying memorandum shall be filed with the Court Clerk and said clerk shall thereupon accept the application for the marriage license without the production or filing of the physician's certificates and the laboratory statements dispensed with by the order or shall accept the application within any such extended period, as the case may be. The Court Clerk and his clerks and employees shall hold such memorandum of the Judge in absolute confidence.

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 fourth reading of and transmitting Enrolled **HB 679**.

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 47—Criminal Jurisprudence.

SB 200—State and Federal Government.

SB 236—Criminal Jurisprudence.

SB 289—Agriculture.

HJR 534—County Government.

HB 518—Criminal Jurisprudence.

HB 519—Criminal Jurisprudence.

HJR 524—State and Federal Government—To Constitutional Amendments, Initiative and Referendum and Code Revision by previous order.

HB 706—State and Federal Government.

HB 707—State and Federal Government.

HB 725—Criminal Jurisprudence.

HB 733—Labor Relations.

HB 805—State and Federal Government—co-authored by Harris and Cartwright (Bryan).

HB 806—State and Federal Government.

HB 833—State and Federal Government.

DO PASS, as amended:

SB 172—Agriculture.

SB 277—Agriculture.

SB 299—State and Federal Government.

HB 503—State and Federal Government.

HB 724—State and Federal Government.

WITHOUT RECOMMENDATION:

SB 87—Criminal Jurisprudence.

HJR 519—State and Federal Government—To Constitutional Amendments, Initiative and Referendum and Code Revision by reporting Committee.

HB 531—State and Federal Government, as amended.

HCR 520—Criminal Jurisprudence.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 630 and **SB 210** each correctly engrossed.

SR 44 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 630**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SB 210** was properly signed and ordered transmitted to the Honorable House.

Enrolled **SR 44** was properly signed and ordered transmitted to the Secretary of State.

As provided under the Wilson (Beckham) motion, the Presiding Officer declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

Seventy-fifth Legislative Day

Thursday, May 14, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Carrier, Cartwright (Seminoles), Miskovsky, Payne.—4.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Tipps introduced Lieutenant Ann Callahan, Sergeant Mary Ann Rice and Private Mary K. Cook, all of the Women's Army Corps, here today in observance of their Seventeenth Anniversary with a Flag Presentation and Cake Cutting Ceremony in the Senate Lounge.

The flag was presented to Lieutenant Callahan, from the Recruiting office in Oklahoma City, who in turn presented it to Private Mary K. Cook, a Tulsa girl, so honored because of having been the outstanding trainee of her basic training class at Fort McClellan, Alabama. Sergeant Mary Ann Rice, also of Tulsa, who enlisted Private Cook, had a part in the ceremony.

Senator Bailey asked unanimous consent that Joe Eurton and Joe Coffey, both of Norman, be made Honorary

Pages for this legislative day, which was the order.

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 310—State and Federal Government.

SB 311—Education.

SB 312—State and Federal Government.

SB 313—Penal Institutions, then to Appropriations and Budget.

SB 314—Privileges and Elections.

SJR 28—Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 523—Public Health, then to Constitutional Amendments, Initiative and Referendum and Code Revision.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 509, 736, 548, 587, 774**, as amended.

GENERAL ORDER

Senator Baldwin moved that **SB 6** be set for Special Order at 11:30 a. m. on this legislative day, which motion was declared adopted.

SB 255, by Easterly, was read and considered.

Senator Easterly moved to amend **SB 255**, line 7, page 5, Section 3, by insert-

ing after the words, "apply to," and before the word, "reading," the following: "and there is hereby exempted therefrom, all weekly and daily newspapers, all Federal and State matters, and," which amendment was declared adopted.

Upon motion of Senator Easterly, **SB 255**, as amended, was advanced to engrossment.

Upon motion of Senator Easterly, the rules of the Senate were suspended, and **SB 255**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Walker asked to be shown excused until such time as he returns to the Chamber, which was the order.

THIRD READING

SB 255 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—37.

Nay: Grantham.—1.

Excused: Carrier, Cartwright (Seminoles), Miskovsky, Payne, Walker.—5.

Not Voting: Morford.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Pazoureck, Pitcher, Ritz-

haupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—37.

Nay: Grantham.—1.

Excused: Carrier, Cartwright (Seminoles), Miskovsky, Payne, Walker.—5.

Not Voting: Morford.—1.

The emergency was declared passed.

SB 255, as amended, was referred for engrossment.

Senator Trent asked unanimous consent that **SB 313** be ordered withdrawn from the Committee on Penal Institutions and assigned only to the Committee on Appropriations and Budget, which was the order.

SPECIAL ORDER

The hour of 11:30 a. m. having arrived **SB 6**, by Cartwright (Bryan) was read and considered.

Senators Dacus, Boecher, Baldwin, Cobb, Collins, Berrong, McClendon, Herndon, Wilson (Greer), Field, Sandlin, Hamilton, Stipe, Harris, Trent, Mahan, Ritzhaupt, Cowden, Land, Fine and Breeden asked unanimous consent to be made co-authors of **SB 6**, which was the order.

Senators Miskovsky and Walker asked to be recorded present, which was the order.

Senators Collins, Cobb, McClendon and Fine moved to amend **SB 6**, line 1, page 2, by adding after the period and before the word, "said," the following language: "Said appropriation in this Act shall be used only for construction of roads qualifying for federal matching funds," and renumbering the remaining portion of the bill.

Senators Cowden, Boecher, McSpadden, Mahan, Dacus, Berrong, Grantham, Pazoureck, Sandlin, Ritzhaupt, Hamilton and Breeden asked to be made co-authors of the Collins-Cobb-McClendon-Fine amendment, which was the order.

Senator Collins asked unanimous consent that the Collins-Cobb-McClendon-Fine amendment be held in abeyance for the time being, which was the order.

Senator Hamilton moved to amend **SB 6**, line 3, page 2, by striking after the word, "construction," and before the word, "fund," the words, "and maintenance," which amendment by unanimous consent he withdrew.

The vote occurring on the Collins-Cobb-McClendon-Fine amendment, as co-authored, it was declared adopted.

Senator Mahan moved to amend **SB 6**, line 3, page 2, by striking after the word "construction" and before the word, "fund," the words, "and maintenance," and adding after the word, "fund," the following: "which is hereby created," which amendment was declared adopted.

Senators Walker, Miskovsky, Pazoureck and McSpadden asked to be made co-authors of **SB 6**, as amended, which was the order.

Upon motion of Senator Cartwright, **SB 6**, as amended, was advanced to engrossment.

Upon motion of Senator Cartwright (Bryan), the rules of the Senate were suspended, and **SB 6**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Carrier, Cartwright (Seminole), Payne.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Carrier, Cartwright (Seminole), Payne.—3.

The emergency was declared passed.

SB 6, as amended, was referred for engrossment.

Senator Easterly presiding.

PENDING CONSIDERATION OF HAS

Senator Hamilton moved that the Senate concur in **HAs** to **SB 13**, which motion was declared adopted.

SB 13, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Morford.—1.

Excused: Carrier, Cartwright (Seminole), Payne.—3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan) Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Morford.—1.

Excused: Carrier, Cartwright (Seminole), Payne.—3.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Miskovsky asked to be shown excused until such time as he returns to the Chamber, which was the order.

PENDING CONSIDERATION OF HAS

Senator Hamilton moved that the Senate concur in **HAs** to **SB 15**.

Senator Ritzhaupt, as a substitute, moved to reject the **HAs** to **SB 15** and request a conference instructing the Conferees to delete from the report a promise of \$3,400.00 in 1961-62 and \$3,600.00 in 1962-63 and to strike amendment No. 6 dealing with the inability of school districts to pay teachers salaries, which motion was tabled upon motion of Senator Cowden.

The vote occurring on the Hamilton motion, it was declared adopted.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall,

Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Carrier, Cartwright (Seminole), Miskovsky, Payne.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Carrier, Cartwright (Seminole), Miskovsky, Payne.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAs

Senator Hamilton moved that the Senate concur in **HAs** to **SB 12**.

Senator McClendon, as a substitute, moved that the Senate refuse to concur in **HAs** to **SB 12** and ask for a conference for the purpose of taking the operational fund to be used to increase maintenance in the minimum program, which motion was tabled upon motion of Senator Grantham.

The vote occurring on the Hamilton motion, it was declared adopted.

SB 12, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Carrier, Cartwright (Seminole), Miskovsky, Payne.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Carrier, Cartwright (Seminole), Miskovsky, Payne.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF CCR

Senator Ritzhaupt asked unanimous consent, which was granted, that consideration of the Conference Committee Report on **HB 688** be set for Special Order at 2:30 p. m., Monday, May 18.

GENERAL ORDER

SB 285, by Tipps, was read and considered.

Senators McClendon and Fine asked to be excused for the remainder of this legislative day, which was the order.

Senator Berrong moved to amend **SB 285**, line 3, page 2, by inserting after the figures, "\$3,600.00," and before the

word, "per," the words and figures, "but not less than Two Thousand and Four Hundred Dollars (\$2,400.00)," which amendment was declared adopted.

Senator Trent moved to amend **SB 285**, line 4, page 1, by striking the word, "district," after the word and figure, "one (1)," and inserting the word, "county," which amendment, by unanimous consent, he withdrew.

Senator Trent moved to amend **SB 285**, line 1, page 1, by striking the words, "District Judge," and inserting the words, "County Superintendent," which amendment was tabled upon motion of Senator Tipps.

Senator Breeden moved to amend **SB 285**, line 1, page 4, by adding a new section 3 as follows: "Section 3. The duties of the County Inspector can be given to County Superintendent of Schools by the District Judge at his discretion, but the bond and duties shall remain the same as if the County Inspector was not the County Superintendent. No additional salary shall be paid," and renumbering succeeding sections, which amendment was declared adopted.

Senator Breeden moved to amend **SB 285**, line 2, page 4, by adding a new section 4. "Section 4. The salary of the County Inspector can be paid from the County Highway Funds," which amendment was declared adopted.

Senators Cartwright (Bryan), Stipe and Sandlin asked to be made co-authors of **SB 285**, which was the order.

Senator Garvin asked to be shown excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Tipps, **SB 285**, as amended, was advanced to engrossment.

Upon motion of Senator Tipps, the rules of the Senate were suspended, and **SB 285**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 285 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Easterly, Field, Grantham, Harris, Kerr, King, McSpadden, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham).—22.

Nay: Cobb, Cowden, Dacus, Hamilton, Hope, McColgin, Mahan, Trent, Wilson (Greer).—9.

Excused: Carrier, Cartwright (Seminole), Fine, Garvin, McClendon, Miskovsky, Payne, Walker.—8.

Not Voting: Collins, Hall, Herndon, Land, Pitcher.—5.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Stipe moved to reconsider the vote by which **SB 285** failed of passage.

RE: CUSTER COUNTY COMMISSIONERS

Senator Berrong, following discussion, moved that the Senate invite the County Commissioners of Custer County—and request Representatives from the Examiner and Inspector's Office to be present—to appear before a hearing to be held by the Committee on State and Federal Government Wednesday morning at 10:00 o'clock, May 20.

Senator Harris asked unanimous consent, which was granted, to amend the Berrong motion by inserting the words "County Government" in lieu of the words "State and Federal Government."

The vote occurring on the Berrong motion, as amended, it was declared adopted.

Senator Wilson (Beckham) moved that when the Clerk's desk is cleared,

the Senate adjourn, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 539, 561, 580, 625, 772** and requesting Conference.

Senator Hope moved that the Senate grant the request of the Honorable House for conferences on **HBs 539, 561, 580, 625** and **772**, the bills to be referred to the General Conference Committee on Appropriations, to be appointed, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 539—By Johnston, of the House and Hope, of the Senate.

A Resolution of appreciation and commendation of General Maxwell D. Taylor, upon the event of his retirement from the Army of the United States and the high position of Chief of Staff of that army.

The above numbered **HCR** was ordered placed on the Calendar.

MESSAGES FROM THE HOUSE

Transmitting following bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 553**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 553** was read and consideration deferred:

April 29, 1959

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. 553, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE SECRETARY OF STATE; PROVIDING THAT THE SECRETARY OF STATE SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; AUTHORIZING THE SECRETARY OF STATE TO PREPARE ADDITIONAL COPIES OF LEGISLATIVE ACTS; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1, and that in lieu thereof the following Conference Committee Amendment be adopted:

AMENDMENT NO. 1 Strike the Title, the enacting clause and Sections 1 through 7 of Engrossed House Bill No. 553 and insert the following:

AN ACT MAKING APPROPRIA-

TIONS TO THE OFFICE OF THE SECRETARY OF STATE PROVIDING THAT THE SECRETARY OF STATE SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; AUTHORIZING THE SECRETARY OF STATE TO PREPARE ADDITIONAL COPIES OF LEGISLATIVE ACTS; PROVIDING FOR THE PURCHASE BY THE SECRETARY OF STATE OF 1959 CUMULATIVE SUPPLEMENTS TO OKLAHOMA STATUTES 1951, AND OKLAHOMA STATUTES 1951; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the office of the Secretary of State, from the funds indicated, for the fiscal years ending June 30, 1960, and June 30, 1961, the following amounts or so much thereof as may be necessary to perform the duties of the office of Secretary of State, as prescribed by law:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
FROM THE GENERAL REVENUE FUND:		
Personal Services (Including O.A.S.I.) -----	\$59,747.00	\$64,747.00
Operating Expenses -----	11,650.00	11,650.00
Total -----	\$71,397.00	\$76,397.00

FROM THE EMERGENCY APPROPRIATION FUND:

For the Fiscal Year Ending June 30 1959.

Purchase of 1959 Cumulative Supplements to Oklahoma Statutes 1951, and Oklahoma

Statutes 1951 ----- \$30,000.00

SECTION 2. The Secretary of State shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Secretary of State by law, payable from the appropriations made by Section 1 of this Act for expense of personal services, in accordance with the following schedule:

Title	Number Authorized	Minimum	Maximum
Secretary of State -----	1	\$9,000	\$9,000
Assistant Secretary of State -----	1	3,330	6,000
Administrative Secretary -----	1	3,600	4,200
Stenographer and Chief Clerk -----	1	3,120	4,200
Account Clerk 2 -----	4	2,820	4,200
Clerk 2 -----	5	2,520	3,600
Typist Clerk 2 -----	3	2,200	3,420
Total -----	16		

SECTION 3. The Secretary of State is hereby authorized to pay from the appropriation made by Section 1 of this Act the expense of extra help, and other necessary operating expenses in preparing the additional copies of Acts of the 1961 Session of the Oklahoma Legislature, which have been approved by the Governor.

SECTION 4. The Secretary of State is hereby authorized and directed to purchase not to exceed two thousand (2,000) volumes of the 1959 Cumulative Supplement to the Oklahoma Statutes 1951, § 140, and to purchase needed volumes of Oklahoma Statutes 1951, said supplements and statutes to be distributed as provided by law for the distribution of said Oklahoma Statutes 1951.

SECTION 5. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

SECTION 6. All acts or parts of acts in conflict with the provisions of this Act are hereby repealed.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect

and be in full force from and after its passage and approval.

Respectfully submitted,
 For the Senate For the House
 Field Davis,
 Chairman, Chairman,
 Grantham Etling
 Collins Meacham

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 171—Parks and Recreation.

SB 288—Parks and Recreation.

SB 269—Parks and Recreation—To Appropriations and Budget by previous order.

DO PASS, as amended:

SB 193—Public Service Corporations.

HB 697—Public Health—co-authored by Bailey, Grantham, Cowden, Tipps, Miskovsky, McSpadden, Carrier, Ber-rong and Land.

WITHOUT RECOMMENDATION:

HB 644—Criminal Jurisprudence.

FIRST READING

By unanimous consent, the following bills and/or resolutions were introduced and read the first time:

SB 315 — By Senate Committee on Privileges and Elections—An Act relating to elections; providing secretaries

of county election boards be appointed by the Secretary of the State Election Board; amending 26 O. S. 1951 § 21; and declaring an emergency.

SB 316—By Allen, Wilson (Greer), Cobb, Morford, Berrong and Dacus — An Act relating to public purchases; defining terms; providing that the State Board of Public Affairs shall enter into contracts or agreements with suppliers for the supplying of articles to state and county agencies; requiring purchases from state funds to be made at prices equal to or lower than the prices fixed by such contracts or agreements; providing that such purchases may be made without competitive bids; providing for notices of such contracts or agreements; providing for emergency purchases; providing duties and authority of the State Board of Public Affairs, State Examiner and Inspector, State Agencies, County Agencies, County Clerk, and State Standardization Committee; making an appropriation; providing for the effect of this Act on existing laws; providing

that the provisions and applications of this Act shall be severable; and declaring an emergency.

SB 317 — By Miskovsky, Ritzhaupt, Mahan, Collins, Cobb, Fine, Stipe, Boecher, McSpadden, Walker, Dacus, Berrong and Allen—An Act relating to the State Highway Commission; amending 69 O. S. 1951 § 20.2 as amended by Section 1, Chapter 1c, Title 69, Oklahoma Session Laws 1953; prohibiting removal of members of State Highway Commission except for cause and providing for hearings and appeals; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 14 correctly engrossed.

Engrossed **SCR 14** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Wilson (Beckham) motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m. on Monday, May 18.

Seventy-sixth Legislative Day

Monday, May 18, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Ber-rong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpaden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Collins.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain, The Reverend R. R. Rhudy, Priest in charge of St. Stephens Episcopal Church, Alva.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 6 and 255 each correctly engrossed.

SBs 12, 13 and 15 each correctly enrolled.

Engrossed **SBs 6 and 255** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 12, 13 and 15**, after

fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following Bills were introduced and read the first time:

SB 318—By Payne of the Senate and Cole and Richeson of the House—An Act amending Title 52, O. S. 1951, by Creating Sec. 67 thereto and requiring notification and hearing before the Corporation Commission and approval by the Corporation Commission before any oil or gas pipeline may be abandoned or before any existing carrying rates may be changed; and declaring an emergency.

SB 319—By Miskovsky—An Act relating to elections; pertaining to compensation of election officials; amending 11 O. S. 1951 § 30, as amended, and 26 O. S. 1951 § 556a; and declaring an emergency.

SB 320—By Miskovsky of the Senate and Andrews of the House—An Act relating to malt beverages; creating Oklahoma Malt Beverage Control Board; providing for appointment and fixing tenure of office per diem and expenses of members; prescribing powers and duties; authorizing appointment of director, agents and employees; prescribing their powers and duties; providing for approval and issuance of licenses for manufacturers, wholesalers, and retailers of nonintoxicating beverages and the qualifications of such licenses and their premises and fixing fees therefor; pro-

viding for suspension and revocation of such licenses; providing procedures for approvals, suspensions and revocations and appeals therefrom; providing for operations of applicants for license on temporary basis, or for irregular periods and adjustment of fees following adoption of this Act; prescribing duties of county attorneys and attorney general in connection with appeals; providing penalties for violations; repealing Sections 163.6, 163.8, 163.9, 163.11, 163.11A, 163.12, 163.16, 163.20, and 213 of Title 37 Oklahoma Statutes 1951; and declaring an emergency.

RESOLUTION

By unanimous consent, upon request of Senator Ritzhaupt. **SCR 15** was introduced, read at length as follows, adopted upon his motion and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 15—By Ritzhaupt.

A RESOLUTION IN MEMORY OF LEON CHASE PHILLIPS, ELEVENTH GOVERNOR OF THE STATE OF OKLAHOMA.

WHEREAS, the death of Leon C. Phillips on March 27, 1958, further thinned the ranks of the former Chief Magistrates of the State; and

WHEREAS, Mr. Phillips, an adopted son of Oklahoma, was a teacher, attorney, legislator and Governor, and moved to Arapaho, Oklahoma, in 1893 from Worth County, Missouri, where he was born on December 9, 1890, the second child of Rufus P. and Bertha Phillips. He graduated from Willow View School in 1904, Arapaho High School in 1908 and attended Southwestern State Teachers College the following summer. Thereafter he taught at Keeler School, near Foss, but an attack of pneumonia forced him to resign in 1909. He then attended Epworth University, 1909-1911, as a divinity student. After Epworth University closed in 1911 he taught at Stafford School in Custer County until

1913 when he entered The University of Oklahoma School of Law. While at The University he became a member of Phi Delta Phi honorary legal fraternity, Order of the Coif and was a guard on the 1915 all-victorious football team. In 1916 he graduated, was admitted to the Bar, married Myrtle Ellenberger of Norman and began the practice of law in Okemah. He served in the Army in the course of World War I. Mr. Phillips was first elected to the House of Representatives from Okfuskee County in 1932. He was re-elected in 1934 and 1936 and became Speaker in 1935. In 1938 he was elected Governor on a platform of economy, curtailment of patronage, sound fiscal policies, conservation of natural resources, better management of State affairs; and

WHEREAS, Leon C. Phillips strongly and successfully advocated the adoption of the "Budget Balancing" amendment to Article X, Section 23 of the Constitution, and the adoption of Article XIII-A to create the Oklahoma State System of Higher Education, thereby placing the financial affairs of the State on a stable level and removing the institutions of higher education from exigent political considerations; and

WHEREAS, Mr. Phillips managed the first portion of Oklahoma's contributions to the prosecution of World War II on a reasonable and orderly basis and with only the assistance of a Defense Committee instead of an elaborate home guard or other organizations; and

WHEREAS, his administrative reforms and other contributions to the stabilization of the government of Oklahoma were of importance and of lasting value;

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

That the Legislature express its earnest appreciation for his substantial additions to the betterment of the government of Oklahoma; and

BE IT FURTHER RESOLVED that copies of this resolution be dispatched by the Secretary of the Senate to his wife, Mrs. Helen C. Phillips, his daughter, Mrs. Lois Ann Barr, and his son, Robert R. Phillips.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 507**, as amended.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 14**.

The above numbered Resolution was referred for enrollment.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 315—Privileges and Elections.

SB 316—Business and Industry, then to Appropriations and Budget.

SB 317—Roads and Highways.

GENERAL ORDER

SB 212, by Shoemake, Tipps, McSpadden and Pitcher, was considered further.

Senator Shoemake moved to amend **SB 212**, line 13, page 9, by striking after the word, "made," and before the word, "and," on line 15, the following: "in the manner provided by law for expenditure of such custodial accounts," and substituting the following: "on forms prescribed by the State Examiner and Inspector, in accordance with procedures approved by the State Civil Defense Director," which amendment was declared adopted.

Senator Shoemake moved to amend **SB 212**, line 7, page 9, by placing a

comma after the word, "basis," and before the word, "satisfactory," and inserting: "approved by the State Civil Defence Director, and," which amendment was declared adopted.

Senators Herndon and Allen asked to be made co-authors of **SB 212**, which was the order.

Upon motion of Senator Shoemake, **SB 212**, as amended, was advanced to engrossment.

Upon motion of Senator Shoemake, the rules of the Senate were suspended, and **SB 212**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 212 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Nay: Hamilton.—1.

Excused: Collins.—1.

Not Voting: Fine, Pazoureck, Sandlin.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent,

Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: Hamilton.—1.

Excused: Collins.—1.

Not Voting: Pazoureck, Sandlin.—2.

The emergency was declared passed.

SB 212, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Stipe motion to reconsider the vote by which **SB 285** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Easterly, Field, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Carrier, Cobb, Cowden, Dacus, Fine, Hamilton, McClendon, McColgin, Mahan, Miskovsky, Walker.—11.

Excused: Collins.—1.

Senator Stipe moved that the vote be reconsidered by which **SB 285** was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Stipe moved that the vote be reconsidered by which **SB 285** was advanced to engrossment and third reading, which motion was declared adopted.

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

PENDING CONSIDERATION OF CCR

Senator Wilson (Beckham) moved the adoption of the Conference Committee Report on **SB 20**.

Senator Miskovsky, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report on **SB 20** and request further conference, the

Senate Conferees to be instructed that the sales tax to be derived from whiskey and other related alcoholic beverages be dedicated to the Crippled Children's program under the terms and provisions of this bill.

Senator Payne moved that the Miskovsky motion be tabled.

Senator Cobb, in lieu of all other motions, moved that the Conference Committee Report on **SB 20** be rejected, that a further conference be requested and the Senate Conferees be instructed that the appropriation shall come from the General Revenue Fund, which motion was tabled upon motion of Senator Wilson (Beckham) upon a roll call as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—28.

Nay: Allen, Boecher, Cartwright (Bryan), Cobb, Collins, Fine, Hamilton, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Trent, Walker.—14.

Not Voting: Herndon, Stipe.—2.

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

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—29.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, McClendon, McSpadden, Mahan, Miskovsky, Trent, Walker.—13.

Not Voting: Herndon, Stipe.—2.

The vote occurring on the Wilson

(Beckham) motion the Conference Committee Report on **SB 20** was adopted.

SB 20, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—29.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, McClendon, McSpadden, Mahan, Miskovsky, Trent, Walker.—13.

Not Voting: Herndon, Stipe.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, McClendon, McSpadden, Mahan, Miskovsky, Trent.—12.

Not Voting: Herndon, Stipe.—2.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Miskovsky moved to reconsider the vote by which **SB 20** was passed.

SPECIAL ORDER

The hour of 2:30 p. m. having arrived, the Conference Committee report on **HB 688** was considered.

Senator Ritzhaupt moved the adop-

tion of the Conference Committee Report on **HB 688**.

Senator Dacus asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Cartwright, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report on **HB 688**, and ask for a further Conference, the Senate Conferees to be instructed to reduce to eighteen (18) the age of females wherein the waiting period is concerned, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

Senator Field moved to adopt the Conference Committee Report on **HB 553**, which motion was declared adopted.

HB 553, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Nay: Cartwright (Seminole).—1.

Excused: Dacus.—1.

Not Voting: Morford, Pitcher, Sandlin.—3.

The bill as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin,

McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Nay: Cartwright (Seminole).—1.

Excused: Dacus.—1.

Not Voting: Morford, Pitcher, Sandlin.—3.

The emergency was declared passed.

HB 553, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Fine moved that the Senate request the Chairman of the Senate Roads and Highways Committee to determine from the Budget Officer, Burt Logan, the amount of money on hand available to the Highway Commission for construction purposes; to then inform the Commission of this amount and request that work orders on outstanding contracts equal to this figure be issued at the earliest possible date, which motion was declared adopted.

Senator Shoemake presiding.

GENERAL ORDER

SB 180, by Trent, was read and considered.

By unanimous consent, upon request of Senator Trent, further consideration of **SB 180** was temporarily deferred.

SB 92, by Allen, was read and considered.

Senators Wilson (Beckham), Payne, Hamilton, Cartwright (Bryan), Cartwright (Seminole), Stipe, Tipps, Berrong, Cowden and Kerr asked to be made co-authors of **SB 92**, which was the order.

Upon motion of Senator Allen, **SB 92** was advanced to engrossment.

Upon motion of Senator Allen, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Ritzhaupt.—1.

Excused: Dacus.—1.

Not Voting: Baldwin, Collins, Fine, Mahan, Pitcher, Trent.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Ritzhaupt.—1.

Excused: Dacus.—1.

Not Voting: Baldwin, Collins, Fine, Mahan, Pitcher, Trent.—6.

The emergency was declared passed.

SB 92 was referred for engrossment.

President Pro Tempore Garvin presiding.

PENDING CONSIDERATION OF HAS

Senator Hope moved that the Senate concur in **HAs** to **SB 26**, which motion prevailed.

SB 26, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Dacus.—1.

Not Voting: Bailey, Carrier, Collins, Mahan, Morford, Sandlin, Trent.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Dacus.—1.

Not Voting: Bailey, Carrier, Collins, Mahan, Morford, Sandlin, Trent.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Shoemake presiding.

GENERAL ORDER

HB 582, by Ruby and Davis of the House, and Hope and Bailey of the Senate, was read and considered.

Senator Hope asked unanimous consent that the enacting clause to **HB 582** be ordered stricken, which was the order.

Upon motion of Senator Hope, **HB**

582, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 582**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 582 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Dacus.—1.

Not Voting: Allen, Boecher, Collins, McColgin, Mahan, Morford.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Dacus.—1.

Not Voting: Allen, Collins, McColgin, Mahan, Morford.—5.

The emergency was declared passed.

HB 582, as amended, was referred for engrossment.

GENERAL ORDER

HB 804, by Ruby of the House and

Shoemake of the Senate, was read and considered.

Upon motion of Senator Hope. **HB 804** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 804** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 804 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McCleendon, McColgin, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Dacus.—1.

Not Voting: Allen, Collins, McSpadden, Mahan, Morford, Stipe, Tipps.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McCleendon, McColgin, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Dacus.—1.

Not Voting: Allen, Collins, McSpadden, Mahan, Morford, Stipe, Tipps.—7.

The emergency was declared passed.

HB 804 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 682, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 682** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 682** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 682 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McCleendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—36.

Nay: Cobb.—1.

Excused: Dacus.—1.

Not Voting: Cartwright (Bryan), Collins, Cowden, Morford, Trent, Walker.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McCleendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—36.

Nay: Cobb.—1.

Excused: Dacus.—1.

Not Voting: Cartwright (Bryan), Collins, Cowden, Morford, Trent, Walker.—6.

The emergency was declared passed.

HB 682 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 542, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 542** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 542** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 542 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Cartwright (Bryan), Cobb, Hamilton.—3.

Excused: Dacus.—1.

Not Voting: Allen, Cowden, Morford, Sandlin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris,

Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Cartwright (Bryan), Cobb, Hamilton.—3.

Excused: Dacus.—1.

Not Voting: Allen, Cowden, Morford, Sandlin.—4.

The emergency was declared passed.

HB 542 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 543, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 543** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 543** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 543 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Dacus.—1.

Not Voting: Land, Morford.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McClen-don, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beck-ham), Wilson (Greer).—41.

Excused: Dacus.—1.

Not Voting: Land, Morford.—2.

The emergency was declared passed.

HB 543 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

Senator Hope asked unanimous consent that **HB 558** be ordered withdrawn from the Calendar and referred to the Committee on Appropriations and Budget, which was the order.

SB 40, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, the enacting clause to **SB 40** was ordered stricken.

Senator Hamilton moved to amend the Committee Substitute for **SB 40**, as amended, as follows:

After the word, "of," and before the word, "for," on page 2, Section 1, lines 4 and 5, by striking the words and figures, "Forty-four Million Nine Hundred Fifty Thousand Dollars (\$44,950,000.00)" and inserting the words and figures: "Forty-five Million Four Hundred Eighty-five Thousand Dollars (\$45,485,000.00)," and to amend Page 2, Section 1, lines 6 and 7, by striking the words and figures, "Forty-four Million Seventy-eight Thousand Ninety-seven Dollars (\$44,078,097.00)," and inserting the following: "Forty-five Million Nine Hundred Fifteen Thousand

Dollars (\$45,915,000.00);" and to amend Page 3, line 5, by striking the figures, "\$39,968,233.28," and "\$39,934,149.77" and inserting the following: "\$38,888,233.77." and "\$43,386,052.28;" and to amend Page 3, line 11, by striking the figures, "\$4,981,766.72" and inserting the figures, "\$6,596,766.23;" and to amend Page 3, line 11, by striking the figures, "\$1,614,999.51;" and to amend page 4, line 1, by striking the figures, "\$44,950,000.00" and "\$44,078,097.00" and inserting the following: "\$45,485,000.00" and "\$45,915,000.00;" and to amend page 4, line 10, after the word, "Section," and before the word, "of," by striking the figure, "3," and inserting the figure, "1," and to amend page 4, line 12, after the words, "by Section," by striking the figure, "3," and inserting the figure, "1;" and to amend page 4, line 17, after the words, "by Section," by striking the figure, "3," and inserting the figure, "1," and to amend page 5, line 4, after the word, "Section," and before the word, "of," by striking the figure, "3," and inserting the figure, "1;" and to amend page 5, line 14, after the word, "Section," and before the word, "of," by striking the figure, "3," and inserting the figure, "1."

Senator Allen asked unanimous consent to be made a co-author to the Hamilton amendment, which was the order.

The vote occurring on the Hamilton-Allen amendment, it was declared adopted.

Upon motion of Senator Hope, **SB 40**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **SB 40**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Dacus.—1.

Not Voting: Boecher, Carrier, Cartwright (Seminole), Sandlin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Dacus.—1.

Not Voting: Boecher, Carrier, Cartwright (Seminole), Sandlin.—4.

The emergency was declared passed.

SB 40, as amended, was referred for engrossment.

GENERAL ORDER

SB 47, by Miskovsky, was read and considered.

Upon motion of Senator Miskovsky, **SB 47** was advanced to engrossment.

Upon motion of Senator Miskovsky, 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:

Aye: Allen, Berrong, Cobb, Easterly, Field, Hamilton, McClendon, McColgin, McSpadden, Miskovsky, Pazoureck, Pitcher, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—17.

Nay: Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Fine, Grantham, Hall, Hope, Kerr, King, Land, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Walker.—20.

Excused: Dacus.—1.

Not Voting: Bailey, Baldwin, Garvin, Harris, Herndon, Mahan.—6.

The bill was declared failed of passage.

MOTION TO RECONSIDER

As provided under Rule 12-a, Senator Allen moved that the vote be reconsidered by which **SB 47** failed of passage.

GENERAL ORDER

SB 296, by Grantham of the Senate and Howe et al of the House, was read and considered.

Senator Grantham moved to amend **SB 296**, line 1, page 1, by adding after the word and figure "Section 1" and before the word "For:" the following language: "Section 1, Chapter 44, Title 70, Page 518, Oklahoma Session Laws 1957 (70 O. S. Supp. 1957, § 1909.2) is hereby amended to read as follows:

Section 1."

and by renumbering the lines of said bill accordingly to conform with the above amendment, which amendment was declared adopted.

Upon motion of Senator Grantham, **SB 296**, as amended, was advanced to engrossment.

Upon motion of Senator Grantham,

the rules of the Senate were suspended and **SB 296**, as amended, 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:

Aye: Allen, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Dacus.—1.

Not Voting: Bailey, Baldwin, Fine, Garvin, Mahan, Trent.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Dacus.—1.

Not Voting: Bailey, Baldwin, Fine, Garvin, Mahan, Trent.—6.

The emergency was declared passed.

SB 296 as amended, was referred for engrossment.

GENERAL ORDER

SB 298, by Payne, Field, Walker, Hamilton, Breeden and McColgin of the Senate and Spear et al of the House, was read and considered.

Upon request of Senator Payne, further consideration of **SB 298** was deferred for this legislative day.

SB 289, by Pitcher and Hall, was read and considered.

Senators Boecher and Cowden moved to amend **SB 289**, by adding a new section to be numbered Section 3 and renumbering the remaining Sections: "Section 3. This Act shall extend to any loss or damage covered by the following: Limber necks of chickens and Black Heads of turkeys."

Senator Pitcher moved that further consideration of **SB 289** be deferred for this legislative day, which motion was declared adopted.

SB 286, by Field, was read and considered.

Senators Walker, Miskovsky, Hope and Kerr asked to be made co-authors of **SB 286**, which was the order.

Upon motion of Senator Field, **SB 286** was advanced to engrossment.

Upon motion of Senator Field, the rules of the Senate were suspended and **SB 286** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 286 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Boecher, Cowden, King, McClendon.—4.

Excused: Dacus.—1.

Not Voting: Baldwin, Breeden, Herndon, Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Boecher, Cowden, King, McClendon.—4.

Excused: Dacus.—1.

Not Voting: Baldwin, Breeden, Herndon, Mahan.—4.

The emergency was declared passed.

SB 286 was referred for engrossment.

Senator Allen asked to be recorded excused for the remainder of this legislative day, which was the order.

Senator Miskovsky, prior to being excused for the remainder of this legislative day, asked unanimous consent, which was granted, that 1000 copies of **HB 825**, by Ogden et al of the House and Wilson (Beckham), Miskovsky and Payne of the Senate, be ordered mimeographed.

PENDING REQUESTS FOR CONFERENCES:

Senator Hope moved that the request of the Honorable House for a conference on **HB 659** be granted, which motion was declared adopted.

Senator Grantham moved that the request of the Honorable House for a conference on **HB 502** be granted, which motion was declared adopted.

GENERAL ORDER

SB 295, by Shoemake of the Senate

and Haworth and Ruby of the House, was read and considered.

Upon motion of Senator Shoemake, **SB 295** was advanced to engrossment and third reading.

Upon motion of Senator Shoemake, the rules of the Senate were suspended and **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:

Aye: Bailey, Berrong, Breeden, Collins, Cowden, Garvin, Hall, Herndon, Hope, Kerr, King, Land, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—24.

Nay: Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Field, Fine, Grantham, Hamilton, McClendon, McColgin, Walker, Wilson (Greer).—14.

Excused: Allen, Dacus, Miskovsky.—3.

Not Voting: Baldwin, Harris, Mahan.—3.

The bill was declared passed.

Upon motion of Senator Shoemake, the emergency section to **SB 295** was ordered stricken and the title amended to conform.

SB 295, as amended, was referred for engrossment.

GENERAL ORDER

SB 172, by Herndon of the Senate and Bond (Marshall) of the House, was read and considered.

Senator Herndon asked unanimous consent, which was granted, that the title to **SB 172** be amended by adding the words, "AND DECLARING AN EMERGENCY."

Upon motion of Senator Herndon, **SB**

172, as amended, was advanced to engrossment.

Upon motion of Senator Herndon, the rules of the Senate were suspended and **SB 172**, as amended, 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:

Aye: Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Cobb, McColgin, Sandlin, Shoemaker, Walker.—5.

Excused: Allen, Dacus, Miskovsky.—3.

Not Voting: Baldwin, Boecher, Cowden, Fine.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Cobb, McColgin, Sandlin, Shoemaker, Walker.—5.

Excused: Allen, Dacus, Miskovsky.—3.

Not Voting: Baldwin, Boecher, Cowden, Fine.—4.

The emergency was declared passed.

SB 172, as amended, was referred for engrossment.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 823 — By Poynor, Wolf, Nance, Nichols, Baggett, Arrington, Meacham, Richardson, McCarty, Willis (Jackson), Cox, Langley and Larason of the House and Bailey of the Senate—An Act making an appropriation to the Oklahoma State Department of Commerce and Industry; stating the purpose thereof as providing funds to match a foundation grant for construction of a continuing education center to be located on the campus of the University of Oklahoma; making appropriations non-fiscal; making the provisions of this Act severable; and declaring an emergency.

HB 825 — By Ogden, Huser, Lollar, Ruby, Sparger, Nance, Stewart, Hawthorn and Spraker of the House and Wilson (Beckham), Miskovsky and Payne of the Senate—An Act relating to alcoholic beverages; repealing 37 O. S. 1951, §§ 1 through 131, as amended; providing for the licensing and control of the manufacture, storage, sale, transportation, importation, exportation, distribution and use of alcoholic beverages; establishing the Oklahoma Alcoholic Beverage Control Board, prescribing its powers and duties; providing for the taxation of such beverages and establishing licensing fees for trafficking therein; allocating revenues derived therefrom, and defining violations of the Act and prescribing penalties therefor; providing for severability; 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 trans-

mitting Enrolled HBs 509, 548, 587, 736 and 774.

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 bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 315—Privileges and Elections.

FIRST READING

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

SB 321—By Morford of the Senate and Skaggs of the House—An Act making it unlawful for any person previously convicted of a felony to carry certain firearms on, or about his person, or in an automobile; making a violation of this Act a felony, and providing punishment for the violation thereof; providing for severability; and declaring an emergency.

COMMUNICATION

The following Communication was presented by Senator Land, read and ordered by President Pro Tempore Garvin to be incorporated in the Journal:

Tulsa, Oklahoma
May 12, 1959

"Hon. Yates Land
Oklahoma Senate
Oklahoma City, Oklahoma
Dear Senator Land:

On behalf of the International Petroleum Exposition I wish to extend to the Senate of Oklahoma, through you, sincere thanks for the passage of ENROLLED SENATE RESOLUTION NO. 42.

This Resolution congratulating the Exposition will be framed and hung in the office where all personnel, exhibitors and visitors will see it.

Sincerely,
S/W. K. WARREN, President
International Petroleum
Exposition and Congress.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p.m., tomorrow.

Seventy-seventh Legislative Day

Tuesday, May 19, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Carrier, Cartwright (Seminoles), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Cartwright (Bryan), Cobb, Harris, Mahan.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 316—Business and Industry—To Appropriations and Budget by previous order.

HB 657—Agriculture.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 582, **SCR 15** and **SBs 40, 172, 212, 286, 295** and **296** each correctly engrossed.

SCR 14 and **SB 26** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 582** were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 15** and **SBs 40, 172, 212, 286, 295** and **296** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 14** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SB 26**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

FIRST READING

The following bills were introduced and read the first time:

SB 322—By Insurance Committee—An Act relating to insurance; amending Section 1309, Article 13, Title 36, Page 268, Oklahoma Session Laws 1957, to provide that agents or solicitor's license shall not be issued, renewed, or be permitted to exist when used or intended to be used principally for the purpose of procuring insurance in a general merchandising store of a foreign corporation; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 318—Oil and Gas.

SB 319—Privileges and Elections.

SB 320—State and Federal Government.

SB 321—Criminal Jurisprudence.

HB 825—Joint Committee on Revenue and Taxation and Judiciary—Shoemaker, Chairman, and Grantham, Vice-Chairman.

HIB 823—Education, then to Appropriations and Budget.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 12, 13 and 15**.

The above numbered Enrolled Bills referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 520—By Spear and Bullard—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a Constitutional Amendment, adding Article V, § 27A, to the Constitution, providing for the Legislature to call itself into Special Session under certain conditions; and ordering a Special Election.

HJR 525—By Ogden, Huser, McGahey, Howze, Karnes, Roberts, Mountford, Reneau, Bradley (Tulsa), Hopkins, Johnston, McCune, Forsythe and Howard—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to Section 1, Article XVI of the Constitution of Oklahoma; creating a State Highway Commission of eight members to be appointed from districts created herein; providing that the Governor shall be an ex officio member of said commission; prescribing qualifications of members and prohibiting certain activities thereby; providing the method and manner of appointment and confirmation of said members; requiring oath and the filing of bond; prescribing their terms of office; pro-

viding for their removal for cause; providing for the payment of per diem and expenses of members of said commission; directing the legislature to establish a Department of Highways; Authorizing the creation of improvement districts; providing for the building and maintenance of public roads and for the utilization of convict and punitive labor thereon; authorizing the Legislature to prescribe powers and duties of the commission; and ordering a Special Election.

HJR 509—By Bond (Marshall), Kardokus, Bower, Howe, Reneau and Moad—A Resolution pertaining to number plates for farm trucks; requiring future Oklahoma number plates for all farm trucks to reflect the county in which such were issued; and declaring an emergency.

HJR 510 — By Taliaferro, Briscoe, Clark, Converse, Cook, Davis, Etling, Haworth, Karnes, Lance, Lollar, Mountford, Ozmun, Spraker, Ruby, Forsythe, Wilkerson, Sparkman and Murrow of the House and Allen, Cobb, Field, Fine, Hall, Hamilton, Harris, McSpadden and Shoemaker of the Senate—A Joint Resolution to create land grant equalization fund for certain higher education institutions.

HJR 530—By Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall) Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham,

Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), and Wolf of the House and Field of the Senate—A Resolution relating to state parks and recreation areas; taking notice of the natural and historic attractions of northwest Cimarron county; of the prominence in that area of the "black mesa", and of the fact that a portion of this area has been acquired as a state recreational area; officially designating such area and any subsequently acquired adjoining lands a state park; naming it "Black Mesa State Park", and the lake thereon "Lake Carl G. Etling."

HJR 533—By Van Hooser of the House and Stipe of the Senate—A Joint Resolution relating to the State Capitol Building and to the protection of visitors and employees against personal injury and death; directing the State Board of Public Affairs to contract for the construction of a wrought iron picket rail around the marble balustrade on specified floors of said building; providing that expenditures incurred pursuant to this Resolution shall be paid from any monies appropriated to the State Board of Public Affairs for specified purposes; authorizing expenditures for bonds and insurance coverage; and declaring an emergency.

HB 834—By Ruby and Davis of the House and Hope and Bailey of the Senate — An Act making appropriations from designated state funds to pay warrants canceled by statute; making said

appropriations non-fiscal; providing that provisions of this Act shall be severable; 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.

Senators McSpadden and Collins asked to be excused until such time as they return to the Chamber, which was the order.

GENERAL ORDER

SB 288, by Shoemake, was read and considered.

By unanimous consent, upon request of Senator Shoemake, further consideration of **SB 288** was temporarily deferred.

SB 270, by Field, was read and considered.

Senator Field moved to amend **SB 270**, lines 12, 13 and 14, page 2, by striking the language after the word, "the," on line 12 and before the word, "Provided," on line 14 and inserting: "the nominal width of the tires," and correcting the title to conform to the body of the bill, which amendment was declared adopted.

Upon motion of Senator Field, **SB 270**, as amended, was advanced to engrossment.

Upon motion of Senator Field, the rules of the Senate were suspended, and **SB 270**, as amended, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hernon, Hope, Kerr, King, Land, McClendon, Miskovsky, Morford, Payne, Paz-

oureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Breeden, Cartwright (Bryan), Cobb, Collins, Harris, McSpadden, Mahan.—7.

Not Voting: McColgin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Breeden, Cartwright (Bryan), Cobb, Collins, Harris, McSpadden, Mahan.—7.

Not Voting: McColgin.—1.

The emergency was declared passed.

SB 270, as amended, was referred for engrossment.

Senator Boecher asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 315, by the Committee on Privileges and Elections, was read and considered.

Upon motion of Senator McClendon, **SB 315** was advanced to engrossment.

Upon motion of Senator McClendon, the rules of the Senate were suspended, and **SB 315** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 315 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Carrier, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Harris, McSpadden, Mahan.—8.

Not Voting: Cartwright (Seminole), McColgin, Morford.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Carrier, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Harris, McSpadden, Mahan.—8.

Not Voting: Cartwright (Seminole), McColgin, Morford.—3.

The emergency was declared passed.

SB 315 was referred for engrossment.

GENERAL ORDER

SB 290, by Miskovsky, was read and considered.

Upon motion of Senator Miskovsky, **SB 290** was advanced to engrossment.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, Land, McClendon, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: King, Shoemake, Tipps.—3.

Excused: Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Harris, McSpadden, Mahan.—8.

Not Voting: McColgin.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Carrier, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, Land, McClendon, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: King, Shoemake, Tipps.—3.

Excused: Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Harris, McSpadden, Mahan.—8.

Not Voting: McColgin.—1.

The emergency was declared passed.

SB 290 was referred for engrossment.

GENERAL ORDER

SB 211, by Hope, was considered further.

Section 2 was further considered.

Senator Hope moved the adoption of Section 2, which motion prevailed.

Senator Hope moved to reconsider the vote by which Section 2 was adopted, which motion was declared adopted.

Senator Trent moved to amend **SB 211**, line 8, page 4, by inserting after

the word, "Commission," and before the word, "institution," the words, "State Textbook Committee," which amendment was tabled upon motion of Senator Hope.

Senator McClendon moved to amend **SB 211**, line 17, page 6, by adding a new paragraph 9 and renumbering the remaining paragraphs: "(9) Provided that the provisions of this Act shall not apply to the State Election Board."

Senator Payne moved to table the McClendon amendment, which motion failed of adoption.

The vote occurring on the McClendon amendment, it was declared adopted.

Senator McClendon moved to amend **SB 211**, line 13, page 4, by striking after the word, "agencies," and before the word, "Governmental," the words, "for their own use," which amendment was declared adopted.

Senator Easterly presiding.

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

Senator Shoemake moved to amend **SB 211**, line 9, page 7, by striking after the word, "the," and before the word, "of," the word, "desire," and inserting the word, "intent," which amendment was declared adopted by unanimous consent upon request of Senator Hope.

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

Section 3 was read and considered.

Senator Hamilton moved to amend **SB 211**, line 17, page 7, by placing a comma after the word, "Director." and adding the following: "whose selection shall be by and with the advice and consent of the State Senate of Oklahoma," which amendment was declared adopted.

Senators Fine and Field moved to amend **SB 211**, line 2, page 8, by striking after the word, "exceed," the word, "ten," and inserting the word, "one,"

which amendment was tabled upon motion of Senator Hope.

Senator Hamilton moved to amend **SB 211**, line 8, page 8, by striking after the word, "attention," and before the word, "and," on line 11, the following: "one dietician, who shall have the qualifications required by the State Department of Public Health." which amendment was tabled upon motion of Senator Hope.

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

Senator Hope asked unanimous consent to reconsider the vote by which Section 2, as amended, was adopted, which was the order.

Senator Stipe moved to amend **SB 211**, line 2, page 7, by adding after the word, "same," a comma and the following language: "in their purchasing of books, laboratory equipment, atomic reactors and all instructional material but apply in the purchasing of all other items," which amendment was declared adopted.

Senator Stipe moved to amend **SB 211**, line 6, page 7, by striking the word, "may, if they so desire," and inserting the word, "shall," which amendment was declared adopted.

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

Referring further to Section 3.

Senator Ritzhaupt moved to amend **SB 211**, line 2, page 8, by striking after the word, "exceed," and before the word, "qualified," the word, "ten," and inserting the word, "four," Senator Hope moved to table the Ritzhaupt amendment, which motion failed of adoption.

The vote occurring on the Ritzhaupt amendment, it was declared adopted.

Senators Cobb, Harris, Breeden, Cartwright (Bryan), and McSpadden asked to be recorded present, which was the order.

Senator Berrong moved to amend **SB 211**, line 14, page 8, by striking after the word, "of", and before the word, "with," the words and figures, "Twenty-five Thousand Dollars (\$25,000.00)," and inserting the words and figures, "Fifty Thousand Dollars (\$50,000.00)," which amendment was declared adopted by unanimous consent upon request of Senator Hope.

Senator Grantham asked that Senator Harris be shown excused for the remainder of this day, which was the order.

Senator Hamilton moved to amend **SB 211**, line 14, page 9, by placing a period after the word, "does," and striking the remainder of the line 14 and lines 15 and 16 and the word, "services," on line 17, which amendment was declared adopted.

Upon motion of Senator Hope, Section 3, as amended, was declared adopted.

Section 4 was read and considered.

Senator Breeden moved to amend **SB 211**, line 5, page 11, by placing a period after the word, "Director," and striking the remainder of the Section, which amendment by unanimous consent was declared adopted.

Upon motion of Senator Hope, Section 4, as amended, was declared adopted.

Section 5 was read and considered.

Senator Ritzhaupt moved to amend **SB 211**, line 1, page 12, by adding after the word, "Director," and before the word, "shall," a comma, and the following language: "after consultation with the requesting or purchasing agency," which amendment was declared adopted.

Upon motion of Senator Hope, Section 5, as amended, was declared adopted.

Section 6 was read and considered.

Senator Hamilton moved to amend

SB 211, page 15, line 13, by striking after the word, "of," and before the word, "without," the words and figures, "Two Hundred Dollars (\$200.00)," and inserting the words and figures, "Five Hundred Dollars (\$500.00)," which amendment, by unanimous consent, he withdrew.

Senator Allen moved to amend **SB 211**, line 14, page 15, by deleting after the word, "bids," the word, "to," and inserting the word, "by," which amendment by unanimous consent was declared adopted.

Upon motion of Senator Hope, Section 6, as amended, was declared adopted.

Sections 7, 8, 9 and 10 were read and adopted upon motions of Senator Hope.

President Pro Tempore Garvin presiding.

Section 11 was read and considered.

Senators Berrong, Dacus, Field and Morford moved to amend **SB 211**, by striking lines 17 and 18 on page 18 and paragraphs 1, 2 and 3 on page 19.

Senator Dacus asked unanimous consent, which was granted, to amend the Berrong-Dacus-Field-Morford amendment to read as follows: To strike paragraphs 1 and 2 of Section 11, page 19, (being lines 1 through 7) and by striking the numeral "3" on line 8.

The vote occurring on the Berrong-Dacus-Field amendment, as amended, it was declared adopted.

Senator Baldwin moved to amend **SB 211**, by striking lines 17 and 18, page 18, and lines 8, 9, 10 and 11, page 19, which amendment was tabled upon motion of Senator Hope.

Upon motion of Senator Hope, Section 11, as amended, was declared adopted.

Senator Allen moved to amend **SB 211**, line 12, page 19, by adding a new section to be numbered Section 12 and renumbering the remaining sections: "Section 12. Notwithstanding any provision of this Act to the contrary, any

state agency may purchase any article or articles listed on the price list based on contracts made by the State Board of Public Affairs or similar article or articles of equal quality and specification, provided that the price is not higher than that shown on the State Board of Public Affairs Contracts or price lists" which amendment was tabled upon motion of Senator Hamilton.

Section 12 was read and adopted upon motion of Senator Hope.

Section 13 was read.

Senator Hamilton asked that Section 14 be considered prior to Section 13, which was the order.

Section 14 was read.

Senator Ritzhaupt moved to amend **SB 211**, line 8, page 21, by striking the figures "18" and inserting the figure "4".

Senator McSpadden asked to be shown excused for the remainder of this day, which was the order.

Upon motion of Senator Hope, the Ritzhaupt amendment was tabled.

Senators Berrong, Dacus, Ritzhaupt and Breeden moved to amend **SB 211**, by striking lines 8, 9, 10, 11 and 12 and inserting in lieu thereof the following, which amendment was declared adopted:

Typist-Clerk 3	10	2,820	3,480
Steno-Secretary 3	4	3,060	3,780
Duplicating Machine			
Operator 2	1	2,460	2,940
Dietitian 3	1	4,920	6,240
Clerk 3	1	2,820	3,480

and change totals on line 15 to conform.

Senator Hamilton moved to amend **SB 211**, line 6, page 21, by striking the figures "10" and inserting the figure "4," which amendment was declared adopted.

Senators Tipps and Breeden moved to amend **SB 211**, by striking line 12, page 21.

Senator Hope moved to table the

Tipps-Breeden amendment, which motion failed of adoption.

The vote occurring on the Tipps-Breeden amendment, it was declared adopted.

Upon motion of Senator Hope, Section 14, as amended, was declared adopted.

Referring to Section 13:

Senator Field moved to amend **SB 211**, line 11, page 20, by striking the figures "160,485.00" and inserting the figures "95,385.00" for each year of the biennium, which amendment was declared adopted.

Senator Field moved to amend **SB 211**, line 14, page 20, by striking the figures "180,485.00" for each fiscal year and inserting the figures "115,385.00" which amendment was declared adopted.

Upon motion of Senator Hope, Section 13, as amended, was declared adopted.

Sections 15 and 16 were read and adopted upon motions of Senator Hope.

Senator Stipe moved to amend **SB 211**, line 8, page 22, by inserting a new Section 17 to read as follows and renumbering succeeding Sections: "Section 17. All agencies, departments and/or institutions coming under the provisions of this Act, now having purchasing agents, shall immediately discharge said purchasing agents upon this act becoming law."

Senator Stipe asked unanimous consent, which was granted, to amend his amendment by striking the word "immediately" and inserting in lieu thereof the words and figures "within ninety (90) days after the effective date of this Act."

The vote occurring on the Stipe amendment, as amended, it was declared failed of adoption.

Section 17 was read and adopted, upon motion of Senator Hope.

Senator Wilson (Beckham) moved to amend **SB 211**, line 12, page 22, by add-

ing a new Section 18, as follows: "Section 18. This Act shall be in full force and effect on and after July 1, 1959" and by renumbering the following Section accordingly, which amendment was declared adopted.

Section 19 was read and adopted, upon motion of Senator Hope.

Referring further to Section 2:

Senator Hope moved that the vote be reconsidered by which Section 2, as amended, was adopted, which motion prevailed, upon a roll call, as follows:

Aye: Allen, Bailey, Berrong, Cartwright (Bryan), Cartwright (Seminole), Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Baldwin, Boecher, Breeden, Carrier, Cobb, Cowden, Dacus, Hamilton, McClendon, McColgin, Morford, Payne, Ritzhaupt, Stipe.—14.

Excused: Harris, McSpadden, Mahan.—3.

Not Voting: Miskovsky, Trent.—2.

Senator Baldwin moved that the Senate recess for 5 minutes, which motion failed of adoption.

Senator Hope moved that the vote be reconsidered by which the Stipe amendment to line 6, page 7, was adopted, which motion was declared adopted.

Senator Hope moved that the Stipe amendment to line 6, page 7, be tabled, which motion was declared adopted, upon a roll call as follows:

Aye: Allen, Bailey, Berrong, Cartwright (Bryan), Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Hope, Kerr, King, Land, Miskovsky, Pazoureck, Pitcher, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—22.

Nay: Baldwin, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Cowden, Dacus, Hamilton, Herndon, Mc-

Clendon, McColgin, Morford, Payne, Ritzhaupt, Sandlin, Stipe, Tipps, Trent.—19.

Excused: Harris, McSpadden, Mahan.—3.

Senator Hope moved that the vote be reconsidered by which the Stipe amendment to line 2, page 7, was adopted, which motion was declared adopted.

Upon motion of Senator Hope, the Stipe amendment to line 2, page 7, was tabled.

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

Senator Hope moved that **SB 211**, as amended, be advanced to engrossment and third reading.

Senator Hamilton, as a substitute, moved that the vote be reconsidered by which Section 3, as amended, was adopted.

Senator Hamilton moved that the vote be reconsidered by which his amendment to line 8, page 8, was tabled, which motion was declared adopted.

Upon motion of Senator Hamilton, his amendment to line 8, page 8, was declared adopted.

Upon motion of Senator Hamilton, Section 3, as amended, was adopted.

Upon motion of Senator Hope, **SB 211**, as amended, was advanced to engrossment.

Senator Walker asked unanimous consent, to which Senator Hope objected, that **SB 211**, as amended, be printed prior to its final passage.

Senator Walker moved that **SB 211**, as amended, be printed and further consideration be deferred for this day, which motion was tabled upon motion of Senator Payne.

Upon motion of Senator Hope, the rules of the Senate were suspended and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Nay: Cobb, Hamilton, McClendon.—3.

Excused: Harris, McSpadden, Mahan.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Nay: Cobb, Hamilton, McClendon.—3.

Excused: Harris, McSpadden, Mahan.—3.

The emergency was declared passed.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 12-a, Senator Walker moved that the vote be reconsidered by which **SB 211**, as amended, was passed.

As provided under Rule 12-a, Senator Baldwin moved that the vote be reconsidered by which **SB 92** was passed.

GENERAL ORDER

Senator Tipps asked unanimous con-

sent, which was granted, that **SB 285** be withdrawn from the Calendar and referred to Committee on County Government.

Senator Baldwin, after advising his inability to be present on the next legislative day, asked unanimous consent, which was granted, that Senator Fine be authorized to sit in his stead in the meeting of the Committee on State and Federal Government in the morning.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn, which motion was declared adopted.

RESOLUTION

By unanimous consent, Senator Land introduced the following Resolution, consideration of which was deferred for this day.

SCR 16—By Land of the Senate and McCune, Johnston, et al of the House—A Resolution requesting the Congress of the United States to enact legislation increasing retirement benefits to certain retired members of the Armed Forces.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 323—By Morford of the Senate and Bower of the House—An Act relating to the public schools of Oklahoma; amending 70 O. S. 1951, § 18-4 Subdivision 1 Paragraph N; providing for minimum of teachers in isolated school districts; fixing effective date of Act; and declaring an emergency.

SB 324—By Cartwright (Seminole)—An Act creating the Joint Committee of the budget within the State legislative council; providing for the membership of said committee and for the selection of the chairman and vice-chairman thereof; providing that said committee shall function during the interim period following adjournment of each

regular session of the legislature and during the ensuing regular legislative session; prescribing the powers and duties of said committee; authorizing the executive committee, State Legislative Council, to appoint a legislative fiscal analyst; outlining duties of said analyst; providing that the Governor, the State Budget officer, and the members of the Oklahoma Tax Commission shall serve as advisory members of said committee; authorizing written reports of committee recommendations, findings and comments; providing that the Joint Committee of the budget herein created shall be the successor to the audit committee, State Legislative Council; repealing 74 O. S. 1951, § 463; and declaring an emergency.

SB 325 — By Fine, Hamilton, Cobb, Bailey, Collins, Trent, Wilson (Greer)—An Act relating to taxation; amending 68 O. S. 1951, § 876, as amended, and § 882, relating respectively to rates of and exemptions from state income tax, by raising rates and lowering exemptions to conform generally to tax rates in effect prior to 1947; providing for severability; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 517—By Arrington, Poynor, Davis, Sparks, Mountford, Wolf, Fuller, Nance, McCarty, Foster, Cook, Taliaferro, Willis (Cherokee), Larason, Rogers, Cox, Howard, Hopkins, Forsythe, Bradley (Tulsa), McGahey, McCune and Johnston of the House and Collins and Bailey of the Senate—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to Article X, Oklahoma Constitution, by adding a new Section thereto; providing for a bond issue for higher education and a school and hospital for the men-

tally retarded; providing for Special Election; and declaring an emergency.

The above numbered **HR** was read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 507, 542, 543, 553, 682, 804.**

The above numbered Enrolled Bills, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 688**, and naming same House Conferees as follows: Shipley, Chairman, Nichols, Howze, Burnham and Fogarty.

President Pro Tempore Garvin, having been authorized to appoint Senate Conferees, reappointed the original Conferees under **HB 688** as follows: Senator Ritzhaupt, Chairman, and Senators Miskovsky, Cartwright (Bryan), Baldwin and Walker.

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:

SJR 19—Constitutional Amendments, Initiative and Referendum and Code Revision.

SB 173—Appropriations and Budget.

SB 307—Public Health—To Appropriations and Budget by previous order.

SB 312—State and Federal Government.

HJR 519—Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 523—Public Health—To Constitutional Amendments, Initiative and Referendum and Code Revision by previous order.

HB 575—Judiciary.

HB 776—Planning and Resources.

DO PASS, as amended:

SJR 11—Constitutional Amendments, Initiative and Referendum and Code Revision.

SB 152—Judiciary.

SB 182—Roads and Highways.

SB 284—Judiciary.

HB 569—Judiciary.

HB 583—Public Health—To Appropriations and Budget by previous order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 315 correctly engrossed.

Engrossed **SB 315** was properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p. m. tomorrow.

Seventy-eighth Legislative Day

Wednesday, May 20, 1959

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

The roll call was as follows::

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Harris, Herndon, Miskovsky.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Cobb asked unanimous consent that Cathey, Vickey and Jimmy Hutchens of Tishomingo be made Honorary Pages for this legislative day, which was the order.

In the absence of Senator Miskovsky, President Pro Tempore Garvin introduced the sixth grade class of Wilson School, Oklahoma City, and asked unanimous consent that Jimmy Edmondson, young son of Governor Edmondson, and a member of the class, be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following bills were reported by

the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 263—Business and Industry.

WITHOUT RECOMMENDATION:

HB 643—Business and Industry.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 270 and 290 each correctly engrossed.

Engrossed **SBs 270 and 290** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bill was introduced and read the first time:

SB 326 — By Cowden, Miskovsky, Stipe, Dacus, and Boecher—An Act relating to county commissioners, and county roads; providing for the appointment, powers and duties of a county road supervisor for each county; prescribing the powers and duties of the Board of County Commissioners in connection with road construction, road maintenance, road personnel, and purchase of road materials, supplies and equipment; requiring regular reports, and providing for withholding of funds by Oklahoma Tax Commission from counties which do not comply with this Act; providing for duties of Attorney General, State Highway Director, State Examiner and Inspector, and County Attorneys; fixing the effective

date hereof; making the provisions of this Act severable; repealing all Acts or parts of Acts in conflict herewith; providing penalties for violation hereof; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 322—Insurance.

SB 323—Education.

SB 324—Senate and Legislative Affairs.

SB 325—Revenue and Taxation.

HB 834—Appropriations and Budget.

HJR 525—Roads and Highways, then Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 509—Agriculture.

HJR 510—Public Lands.

HJR 530—Parks and Recreation.

HJR 533—State and Federal Government.

HJR 520—Senate and Legislative Affairs, then Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 517—Education, then Constitutional Amendments, Initiative and Referendum and Code Revision.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 26**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 14**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGES FROM GOVERNOR

Advising approval by him, May 19, 1959, of Enrolled **SB 181** entitled:

ENROLLED SENATE BILL NO. 181—By Pazoureck of the Senate and Watkins of the House.

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; PROVIDING CERTAIN SCHOOL DISTRICTS MAINTAINING SCHOOL OUTSIDE DISTRICT DURING SCHOOL YEAR 1958-59 BECAUSE OF DESTRUCTION OF SCHOOL BUILDING SHALL BE DEEMED TO HAVE MAINTAINED SCHOOL WITHIN DISTRICT FOR PURPOSES OF STATE AID, ACCREDITATION, PREVENTION OF INVOLUNTARY DISORGANIZATION, LEGAL AVERAGE DAILY ATTENDANCE AND OTHER PURPOSES; AND DECLARING AN EMERGENCY.

REFERRING FURTHER TO SCR 16:

SCR 16, by Land of the Senate and McCune, Johnston, et al of the House, was taken up for consideration, read at length as follows, adopted upon motion of Senator Land and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 16—by Land, of the Senate and McCune, Johnston, Howard, Forsythe, Hopkins, Bradley (Tulsa), McGahey of the House.

A RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION INCREASING RETIREMENT BENEFITS TO CERTAIN RETIRED MEMBERS OF THE ARMED FORCES.

WHEREAS, there is now pending before the Congress of the United States legislation improving the benefits of members of the Armed Forces retired prior to June 1, 1958; and

WHEREAS, this legislation is designed to raise the retirement benefits of the subject personnel to that level members retiring after June 1, 1958, receive; and

WHEREAS, there appears to be no valid reason personnel retired prior to

the June 1, 1958 date should receive lesser benefits than those retired after this date; and

WHEREAS, this Honorable Body does officially take notice of this false distinction which does in effect penalize retired personnel because of a superficial date and not because of meritorious services rendered.

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

SECTION 1. That the members of the twenty-seventh session of the Oklahoma Legislature request the Congress of the United States to act favorable on legislation designed to equal benefits of all retired members of the Armed Forces retired prior to June 1, 1958, in order that these personnel will receive desiring, fair and equitable treatment with personnel retired on or after this date.

SECTION 2. That duly authenticated copies of this Resolution be forwarded to the members of the Oklahoma Congressional Delegation as an official expression of this Legislature and of the people of the State of Oklahoma.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 193, by Mahan, Boecher, Field and Easterly, was read and considered.

Upon motion of Senator Mahan, **SB 193** was advanced to engrossment.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **SB 193** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 193 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Nay: Breeden, Walker.—2.

Excused: Berrong, Harris, Herndon, Miskovsky.—4.

Not Voting: Allen, Cowden, Hall.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Nay: Breeden, Walker.—2.

Excused: Berrong, Harris, Herndon, Miskovsky.—4.

Not Voting: Allen, Cowden, Hall.—3.

The emergency was declared passed.

SB 193 was referred for engrossment.

GENERAL ORDER

SB 277, by Grantham of the Senate and Green, et al of the House, was read and considered.

Senators Herndon and Miskovsky asked to be recorded present, which was the order.

Upon motion of Senator Grantham, **SB 277** was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended, and **SB 277** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 277 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: McClendon, McSpadden, Pitcher.—3.

Excused: Berrong, Harris.—2.

Not Voting: Mahan, Tipps.—2.

The bill was declared passed.

SB 277 was referred for engrossment.

Senators Harris and Berrong asked to be recorded present, which was the order.

GENERAL ORDER

HB 531, by Ogden, et al of the House and Wilson (Beckham) and Payne of the Senate, was read and considered.

Senator Fine asked unanimous consent that **HB 531** be considered section by section, which was the order.

Section 1 was read.

Senator McClendon moved to amend **HB 531**, lines 1 and 2, page 3, by striking after the word, "employees," and before the period, the following: "and a high morale among such employees,"

which amendment was declared adopted by unanimous consent upon request of Senator Harris.

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

Section 2 was read.

Senator Harris moved to amend **HB 531**, line 11, page 6, by adding after the asterisk and before the word, "The," the words, "the head of each department, agency or institution and," which amendment was declared adopted.

Senator Fine moved to amend **HB 531**, line 9, page 6, by striking line 9,

Senators Harris, Fine and Baldwin, as a substitute, moved to amend **HB 531**, line 9, page 6, by adding after the word, "Authority" a comma in lieu of the period and adding the following: "except that employees of such authority shall be covered by the tenure provisions of this Act, and those relating to removal for cause."

Senator Fine asked unanimous consent to withdraw his amendment, which was the order.

The vote occurring on the Harris-Fine-Baldwin amendment, it was declared adopted.

Senator McClendon moved to amend **HB 531**, line 11, page 6, by striking all of subsection (h) and inserting the following: "All employees of each elective office," which amendment was declared failed of adoption.

Senator Cowden moved to amend **HB 531**, page 7, by striking lines 3 and 4.

Senator McSpadden asked to be shown excused for the remainder of this and the next legislative day, which was the order.

Senator Harris, as a substitute, moved to amend **HB 531**, line 4, page 7, by striking the period, placing a comma in lieu thereof, and adding the following: "except that such employees shall be covered by the tenure provisions of this

Act, or those relating to removal for cause."

Senator Cowden asked unanimous consent to withdraw his amendment, and to be made a co-author of the Harris amendment, which was the order.

The vote occurring on the Harirs-Cowden amendment, it was declared adopted.

Senators Mahan and Miskovsky moved to amend **HB 531**, lines 15 and 16, page 5, by striking subsection (a), which amendment was declared failed of adoption.

Senator McClendon moved to amend **HB 531** by striking lines 17 and 18 on page 6, which amendment by unanimous consent he withdrew.

Senator Ritzhaupt moved to amend **HB 531**, line 8½, page 9, by adding the following paragraph 19. "19. Removal or discharge means the discontinuance of an employee's service with the stop of pay," which amendment, by unanimous consent upon request of Senator Harris, was declared adopted.

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

Section 3 was read.

Senator Hamilton moved to amend **HB 531**, lines 16 and 17, page 9, by striking after the word, "Commission," and before the word, "and," the words, "the Chairman of the Oklahoma Tax Commission," and inserting the words, "the Secretary of State."

Senator Cartwright (Bryan) presiding.

The vote occurring on the Hamilton amendment, it was declared failed of adoption.

Senator Baldwin moved to amend **HB 531**, line 17, page 9, by striking after the word, "Auditor," all the rest of the language on lines 17 and 18 and lines 1 through 8 on page 10, and insert the following: "State Treasurer, Secretary of State and Director of Public Welfare,"

and to strike all material relative to citizen members.

Senator Baldwin asked unanimous consent to withdraw his amendment, which was the order.

Senator Fine moved to amend **HB 531**, line 1, page 10, by inserting after the word, "be," the following: "The President Pro Tempore of the Oklahoma State Senate, the Speaker of the House of Representatives and the Secretary of the State Election Board," and by striking the remainder of line 1, all of lines 2 through 18 and all of lines 1, 2 and 3, page 11, which amendment was declared adopted.

Senator Boecher asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Grantham moved to reconsider the vote by which the Fine amendment was declared adopted.

Senator Mahan moved that the Grantham motion be tabled, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Hamilton, Hernon, McClendon, Mahan, Miskovsky, Stipe, Trent, Walker, Wilson (Greer).—19.

Nay: Allen, Bailey, Cartwright (Bryan), Cowden, Grantham, Hall, Harris, Hope, King, Land, McColgin, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham).—18.

Excused: Boecher, McSpadden.—2.

Not Voting: Easterly, Kerr, Pazour-eck, Tipps.—4.

Excused from Voting: Garvin.—1.

President Pro Tempore Garvin presiding.

Senator Harris moved to amend **HB 531**, line 18, page 9, by placing a period after the word "office" and striking the word, "ex officio," which amendment was declared adopted.

Senator Field moved to amend **HB 531**, line 11, page 11, by placing a period after the word, "services," and striking the remainder of line 11, and all of lines 12 and 13.

Senator Hamilton, as a substitute, moved to amend **HB 531**, line 4, page 11, by striking sub-section (b), which includes line 4 through line 13, which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 531**, line 16, page 11, by striking after the word, "the," and before the word, "and," on line 17, the words, "proper state officials," and inserting the words, "State Board of Affairs," which amendment was declared adopted.

Upon motion of Senator Harris, Section 3, as amended, was declared adopted.

Section 4 was read.

Senator Ritzhaupt moved to amend **HB 531**, line 18, page 12, by striking the word, "top," which amendment was declared adopted.

Senator Baldwin moved to amend **HB 531**, line 1, page 13, by striking after the word, "Act," the period and adding a comma and the following: "whose salary shall be not more than Eight Thousand Dollars (\$8,000.00)," which amendment, by unanimous consent he withdrew.

Senator Hamilton moved to amend **HB 531**, line 5, page 13, by inserting after the word, "management," and before the word, "and," the following: "who shall be paid an annual salary not to exceed Nine Thousand Dollars (\$9 000.00)" which amendment was declared adopted.

Upon motion of Senator Harris, Section 4, as amended, was declared adopted.

Section 5 was read.

Senator Harris moved to amend **HB 531**, line 14, page 17, by inserting after the word "positions" and before the word "shall" the following: ", and bills

making appropriations for the same" which amendment was declared adopted.

Upon motion of Senator Harris, Section 5, as amended, was adopted.

Section 6 was read and adopted, upon motion of Senator Harris.

Section 7 was read.

Senator Hamilton moved to amend **HB 531**, line 12, page 22, by adding after the words "United States" the words "having resided within the State of Oklahoma during the immediate past five (5) years" which amendment was declared adopted.

Upon motion of Senator Harris, Section 7, as amended, was adopted.

Section 8 was read.

Senator Grantham moved to amend **HB 531**, line 3, page 24, by striking the word and figure "six (6)" and inserting the word and figure "three (3)" which amendment was declared adopted.

Senator Harris moved to amend **HB 531**, line 4, page 24, by adding after the word "Act" the words: "either before or after the effective date of this Act" which amendment was declared adopted.

Senator Stipe asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Ritzhaupt moved to amend **HB 531**, line 4, page 25, by striking after the word "inquiry" the balance of said line and lines 5 and 6, page 25, which amendment was adopted by unanimous consent, upon request of Senator Harris.

Senators Mahan, Cobb, McClendon and Miskovsky moved to amend **HB 531**, lines 14 and 15, page 25, by striking the word "political" on said line 14 and adding at the end of line 15 the following: "Political activity such as contributing to a political party or candidate or campaigning for any candidate for public office shall be grounds for immediate discharge of any employee covered by this Act."

Senator Wilson (Beckham) moved to amend the Mahan, Cobb, McClendon, Miskovsky amendment by striking the words "party or," which amendment by unanimous consent he withdrew.

The vote occurring on the Mahan, Cobb, McClendon, Miskovsky amendment, it was declared adopted.

Upon motion of Senator Harris, Section 8, as amended, was adopted.

Sections 9, 10, 11, 12 and 13 were read and adopted upon motions of Senator Mahan.

Senator Miskovsky asked unanimous consent, to which Senator Harris objected, that the vote be reconsidered by which Section 2, as amended, was adopted.

Senator Miskovsky moved that the vote be reconsidered by which Section 2, as amended, was adopted, which motion was tabled upon motion of Senator Bailey.

Senator Harris moved that **HB 531**, as amended, be advanced to engrossment.

Senator Miskovsky, as a substitute, moved that the Senate adjourn to meet at 11:00 a. m., tomorrow, when the Clerk's desk is cleared, which motion failed of adoption.

Senator Miskovsky asked to be shown excused for the remainder of this legislative day, which was the order.

The vote occurring on the Harris motion, it was declared adopted.

Senators Allen and Harris asked to be made co-authors of **HB 531**, which was the order.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that Senator Harris be shown as the principal Senate author of **HB 531**.

By unanimous consent, Senators Walker and Tipps were shown excused for the remainder of this legislative day.

Senator Harris moved that the rules of the Senate be suspended and **HB 531**,

as amended, be considered engrossed and placed on third reading and final passage, which motion was declared adopted.

THIRD READING

HB 531 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, Morford, Payne, Pazoureck, Sandlin, Shoemake, Trent, Wilson (Beckham).—23.

Nay: Berrong, Breeden, Carrier, Cobb, Collins, Field, Fine, Hamilton, Kerr, McClendon, Mahan, Pitcher, Ritzhaupt, Wilson (Greer).—14.

Excused: Boecher, McSpadden, Miskovsky, Stipe, Tipps, Walker.—6.

Not Voting: McColgin.—1.

The bill was declared passed.

Senator Harris asked unanimous consent, which was granted, that the emergency section to **HB 531** be stricken and the title amended to conform.

HB 531, as amended, was referred for engrossment.

Senator Wilson (Beckham) moved, when the Clerk's desk is cleared, the Senate adjourn to meet at 11:00 a. 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:

SJR 26—Game and Fish (authorship changed from Boecher by Reporting Committee).

SB 175—Game and Fish.

SB 301—State and Federal Government.

SB 313—Appropriations and Budget.

SB 316—Appropriations and Budget.

HB 638—Game and Fish.

HB 700—Education—To Business and Industry by previous order.

HB 814—Privileges and Elections.

HB 831—Game and Fish.

DO PASS, as amended:

SB 285—County Government.

SB 302—State and Federal Government.

SB 311—Education.

HB 608—Insurance.

HB 737—Revenue and Taxation.

WITHOUT RECOMMENDATION:

SB 280—State and Federal Government.

Senator Baldwin moved, in view of the adverse report on **SB 280** by the Committee on Roads and Highways, under date of May 7, that further consideration of **SB 280** be indefinitely postponed.

Senator Hamilton raised a question of "no quorum."

Senator Baldwin asked to withdraw his motion, which was the order.

Senator Hamilton asked to withdraw his question of "no quorum" which was the order.

FIRST READING

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

SJR 29—By Mahan—A Joint Resolu-

tion relating to appropriations for public education; expressing legislative intent and establishing priority in appropriations; repealing conflicting laws; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees as follows on Engrossed **HB 502**: Romang, Chairman, Priebe, Bond (Stephens).

President Pro Tempore Garvin, having been authorized to appoint Senate Conferees, appointed as the Conferees under:

HB 502: Senators Grantham, Carrier and Kerr.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees as follows on Engrossed **HB 659**: Larson, Chairman, Finch and Howe.

President Pro Tempore Garvin, having been authorized to appoint Senate Conferees, appointed as the Conferees under:

HB 659: Senators Harris, Grantham and Dacus.

HB 651: Senators Wilson (Greer), Hall and Carrier.

HB 720: Senators Stipe, King and Cobb.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

Seventy-ninth Legislative Day

Thursday, May 21, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Baldwin, Boecher, Breeden, Herndon, McSpadden, Mahan, Miskovsky.—7.

The President Pro Tempore declared 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:

HB 748—Penal Institutions.

WITHOUT RECOMMENDATION:

HB 728 — Banks and Banking, as amended.

FIRST READING

The following resolution was introduced and read the first time:

SJR 30—By Shoemake—A Resolution

authorizing the State Contingency and Emergency Board to issue a certificate setting aside One Thousand One Hundred Dollars (\$1,100.00) to pay for advertising purchased by the Secretary of State in connection with the recent special election; providing for severability; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 326—County Government.

SJR 29—Education, then to Appropriations and Budget.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 785—By Bond (Stephens) — An Act pertaining to insurance; amending Section 5001, Article 50, Subsection C, Title 36, Page 407, Oklahoma Session Laws 1957, (36 O. S. Supp. 1957, § 5001) which prescribes qualifications and procedures for title insurers; by permitting agents appointed by title insurance companies to countersign policies of title insurance or certificates of title; and declaring an emergency.

The above numbered **HB** was read for the first time.

GENERAL ORDER

HB 815, by McCune, et al of the House, was read and considered.

Senators Land and Kerr asked unanimous consent to be made co-authors of **HB 815**, which was the order.

Senator Land asked unanimous consent, which was granted, that further consideration of **HB 815** be temporarily deferred.

HB 725, by Hopkins, et al, was read and considered.

Upon motion of Senator Land, **HB 725** was advanced to engrossment.

Upon motion of Senator Land, the rules of the Senate were suspended, and **HB 725** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 725 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminoles), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Pitcher.—1.

Excused: Baldwin, Boecher, Breeden, Herndon, McSpadden, Mahan, Miskovsky.—7.

Not Voting: Fine.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminoles), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Pitcher.—1.

Excused: Baldwin, Boecher, Breeden,

Herndon, McSpadden, Mahan, Miskovsky.—7.

Not Voting: Fine.—1.

The emergency was declared passed.

HB 725 was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

Referring further to **SB 211**:

Senator Walker asked unanimous consent to withdraw his motion to reconsider the vote by which **SB 211** was passed, which was the order.

SB 211, as amended, was referred for engrossment.

GENERAL ORDER

SB 133, by Stipe and Hamilton of the Senate and McCarty, et al of the House, was read and considered.

Senator Stipe moved to amend **SB 133**, page 4, lines 8 to 12, by striking the language after the word "use," on line 8 and subsequent lines to the word, "it," on line 12, and inserting the following: "by public bodies," which amendment was declared adopted.

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

Senator Ritzhaupt moved to amend **SB 133**, line 18, page 3, by striking line 18 and lines 1, 2, and 3 on page 4, which amendment he withdrew by unanimous consent.

Senator Morford moved that **SB 133** be referred to the Committee on Roads and Highways for study.

Senator Morford asked unanimous consent to withhold consideration of his motion pending further consideration of the bill, which was the order.

Senator Stipe moved to amend **SB 133**, line 5, page 7, line 1, page 8 and line 9, page 8, by striking the word, "department," and inserting the word, "Commissioner," which amendment was declared adopted.

Senator Fine moved that the Mor-

ford motion lie on the table, which motion was declared failed of adoption.

Senators Mahan, Miskovsky and Herndon asked to be recorded present, which was the order.

Senator Fine, as a substitute, moved that **SB 133** be advanced to engrossment, which by unanimous consent he withdrew.

Senator Morford asked unanimous consent to withdraw his motion, which was the order.

Upon motion of Senator Stipe, **SB 133**, as amended, was advanced to engrossment.

Upon motion of Senator Stipe, the rules of the Senate were suspended, and **SB 133**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Payne asked to be made a co-author of **SB 133**, which was the order.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

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:

Aye: Bailey, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—29.

Nay: Breeden, Carrier, Field, Garvin, Kerr, Morford, Wilson (Greer).—7.

Excused: Baldwin, Berrong, Boecher, McSpadden.—4.

Not Voting: Allen, Collins, McClen-don, Miskovsky.—4.

The bill was declared passed.

On the question of passage of emer-gency, the roll call resulted as follows:

Aye: Bailey, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Har-ris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—33.

Nay: Carrier, Morford, Wilson (Greer).—3.

Excused: Baldwin, Berrong, Boecher, McSpadden.—4.

Not Voting: Allen, Collins, McClen-don, Miskovsky.—4.

The emergency was declared passed.

SB 133, as amended, was referred for engrossment.

Senator Mahan moved that Presi-dent Pro Tempore Garvin be authorized to purchase at least two additional electric fans for the Senate Chamber, and small fans for the individual of-fices where they are needed, which mo-tion was declared adopted.

Senator Baldwin asked to be recorded present.

SPECIAL REPORT

In conformity with the Fine motion on the highway construction program, adopted on May 18, Senator Cartwright (Bryan), Chairman of the Committee on Roads and Highways, submitted the following oral report for financing the highway program without raising addi-tional revenue for the 1960-61 biennium: Three year average from

gasoline taxes	-----	\$61,710,902.50
Estimated surplus from		
gasoline taxes — three		
year average	-----	7,000,000.00
General Revenue		
(Governor's recommend-		
ation)	-----	6,800,000.00
Total for biennium	---	\$75,510,902.50

To match federal funds for
next eighteen months -- 33,185,836.00

For maintenance and oper-
ation without a raise in
taxes for biennium ----\$42,325,066.50
At the end of this fiscal
year, estimated surplus \$ 2,000,000.00

GENERAL ORDER

Senator Fine moved that **SB 280**, by Cartwright (Bryan) and Harris, be stricken from the Calendar, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Hamilton, Herndon, Kerr, McClendon, McColgin, Mahan, Miskovsky, Morford, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—28.

Nay: Baldwin, Cartwright (Bryan), Easterly, Grantham, Harris, King, Land, Payne, Pazoureck, Shoemake.—10.

Excused: Berrong, Boecher, McSpaden.—3.

Not Voting: Cartwright (Seminole), Hall, Hope.—3.

DECLARATION OF VOTE

Senator Land asked unanimous consent, which was granted, that the Journal show, had he been in the Senate Chamber on the 75th legislative day at the time of final passage of **SB 285**, by Tipps, he would have voted AYE on the bill.

Senator Harris presiding.

Senator Kerr asked to be shown excused for the remainder of this legislative day, which was the order.

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

RESOLUTION

Senator Breeden asked unanimous consent, which was granted, to introduce the following **SR**, following which

Senators Wilson (Beckham), Hamilton, Cobb, Wilson (Greer), Sandlin, Baldwin, Cartwright (Bryan), Tipps, Stipe, Field, Mahan, Bailey, Cowden, Herndon, Miskovsky, Ritzhaupt, Dacus, Berrong, Fine, Grantham, Land, McColgin, Trent and Shoemake asked to be made co-authors of the Resolution, which was the order.

By unanimous consent, **SR 45** was read at length as follows, adopted upon motion of Senator Breeden and ordered referred for enrollment:

SENATE RESOLUTION NO. 45—By Breeden, Carrier, Wilson (Beckham), Field, Hamilton, Bailey, Cobb, Cowden, Wilson (Greer), Herndon, Sandlin, Miskovsky, Ritzhaupt, Baldwin, Dacus, Cartwright (Bryan), Berrong, Tipps, Fine, Stipe, Grantham, Land, McColgin, Trent, Shoemake, Mahan.

A RESOLUTION COMMENDING STATE INSURANCE COMMISSIONER JOE B. HUNT.

WHEREAS, Joe B. Hunt, State Insurance Commissioner, recently, acting on behalf of the State of Oklahoma, inaugurated a diligent and aggressive program to collect back premium taxes from out-of-state insurance companies; and

WHEREAS, If he is successful in collecting these five years of back taxes it will result in additional revenue accruing to the benefit of this State in an amount of \$3,251,216.00; and

WHEREAS, Once again the Honorable Joe B. Hunt has demonstrated by his official conduct that the great constitutional trust placed in him by the people of this State is immeasurably justified and worthy of commendation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF OKLAHOMA:

SECTION 1. That we hereby officially recognize his great services to the State of Oklahoma and duly commend

the recent activities of the Honorable Joe B. Hunt, State Insurance Commissioner, to collect back premium taxes owed this commonwealth by out-of-state insurance companies.

SECTION 2. That an officially certified copy of this Resolution be forwarded to the Honorable Joe B. Hunt.

MESSAGES FORM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 540** and **541**.

Senator Bailey asked unanimous consent, which was granted, that **HCR 540** be taken up for immediate consideration, following which the Resolution was read at length, as follows, and adopted upon his motion:

ENGROSSED CONCURRENT RESOLUTION NO. 540—by Poynor, Wolf and Garrison of the House and Bailey of the Senate.

A CONCURRENT RESOLUTION TAKING NOTE OF THE ELECTION OF GUY PRIMROSE, A FORMER PAGE OF THE OKLAHOMA LEGISLATURE, TO THE OFFICE OF NATIONAL PRESIDENT OF THE DISTRIBUTIVE EDUCATION CLUBS OF AMERICA; COMMENDING MR. PRIMROSE ON THE PERSONAL QUALITIES WHICH RESULTED IN HIS ELECTION; AND DIRECTING THAT COPIES OF THIS RESOLUTION BE MAILED TO INTERESTED PERSONS.

WHEREAS, Guy Primrose, seventeen years of age, a high school senior at Norman High School, Norman, Oklahoma, was recently elected President of the National Distributive Education Clubs of America, an organization composed of twenty thousand members from thirty-eight states and Puerto Rico; and

WHEREAS, This office is one of great importance and one which carries with it many honors and obligations, involving as it does service on

the National Convention Planning Committee in Washington, D. C., service as presiding officer at the next National Conference in Kansas City, Missouri, service as the head of the State Convention in Oklahoma City in March of next year, among other responsibilities; and

WHEREAS, Guy Primrose's record prior to his election to this national office has been outstanding in every respect, including among other honors, service as a Senate Page in the Twenty-sixth Session of the Oklahoma Legislature, service as a student council member and class president at Norman High School, service as President of the Oklahoma Distributive Education Clubs, a straight A average during his senior year in high school and a grade average of 3.4 on a 4 point scale, for his entire high school career; and

WHEREAS, It is most fitting and appropriate that the Legislature of this State recognize the achievements of such an outstanding young man particularly in this era of juvenile delinquency and social problems involving the youth of our nation.

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

That Guy Primrose is hereby officially congratulated on his election as National President of the Distributive Education Clubs of America and on the brilliant record he has compiled in school, and is heartily commended on the personal qualities of leadership and ability which made these achievements possible; and

BE IT FURTHER RESOLVED that a copy of this Resolution be mailed to Mr. Primrose, to J. Don Garrison, the Superintendent of Schools at Norman, to the Norman Transcript, and to the

National Offices of the Distributive Education Clubs of America.

Engrossed **HCR 540** was properly signed and ordered returned to the Honorable House.

Senator Cowden asked unanimous consent, which was granted, that **HCR 541** be taken up for immediate consideration, following which the Resolution was read at length, as follows, and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 541—by Cox and Hall of the House and Cowden of the Senate.

A RESOLUTION COMMENDING AND CONGRATULATING DAN ERWIN, MEMBER OF THE UNIVERSITY OF OKLAHOMA TRACK TEAM AND RESIDENT OF CHANDLER, OKLAHOMA.

WHEREAS, Dan Erwin of Chandler, Oklahoma, has during the past few months performed brilliantly as a stand-out member of the University of Oklahoma Track and Field Team; and

WHEREAS, this young man has in the sports arenas around the Big Eight Circuit and elsewhere, established and is the holder of several shot put indoor and outdoor records; and

WHEREAS, Dan Erwin is currently holder of this years shot put indoor mark of fifty-seven feet and eight inches and is, along with his partner, a member of the Nations "one-two" shot put team; and

WHEREAS, laurels won on the fields of athletics and outstanding achievements in the field of sports bring deserving credit to ones school and to the State; and

WHEREAS, it has long been the custom of this Body to officially recognize individuals and events worthy of public expression.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-

SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HONORABLE SENATE CONCURRING THEREIN:

SECTION 1. That the Twenty-seventh Legislature officially commends and congratulates Dan Erwin for his many outstanding performances in the field of track events while a member of the University of Oklahoma Track Team.

SECTION 2. That duly authenticated copies of this Resolution be sent to Dan Erwin, the members of his immediate family and to his fine coach, Bill Carroll.

Engrossed **HCR 541** was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Senator Miskovsky asked for consideration of **HCR 520**, which was the order, the Resolution being read at length, as follows, and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 520—by Shibley, Foster and Rogers of the House and Miskovsky of the Senate.

A CONCURRENT RESOLUTION RECOGNIZING THE EASTERN ORTHODOX CHURCH AS A MAJOR FAITH IN THE STATE OF OKLAHOMA.

WHEREAS, it has come to the attention of the members of the Twenty-seventh Legislature of the State of Oklahoma that whenever anything is said concerning the major faiths, usually only Protestants, Catholics, and Jews are referred to; and

WHEREAS, The Eastern Orthodox Church is a major faith in the State of Oklahoma; and

WHEREAS, The Eastern Orthodox Church, by reason of its long and illustrious history, should be included in the meaning of any reference to the major faiths.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-

SENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HONORABLE SENATE CONCURRING THEREIN:

THAT, The Eastern Orthodox Church is hereby recognized as a major faith in the State of Oklahoma, and all references to the major faiths by all media of communication shall be deemed to include the Eastern Orthodox Church.

BE IT FURTHER RESOLVED that a copy hereof be spread upon the official journals of the House of Representatives and the Senate and that duly authenticated copies of this Resolution be transmitted to The Very Reverend George Massad of the Sixth Diocese, Greek Archdiocese of North and South America.

Engrossed **HCR 520** was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Miskovsky asked unanimous consent, which was granted, to defer until Monday, May 25, consideration of his motion to reconsider the vote by which **SB 47** was passed.

President Pro Tempore Garvin presiding.

The President Pro Tempore announced the Oklahoma City Chamber of Commerce has invited members of the Legislature to a Reception and Dinner on June 3.

Senator Wilson (Beckham) moved that when the Clerk's desk is cleared, the Senate adjourn, which motion was declared adopted.

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 547**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 547** was read and consideration deferred:

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. 547, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE OKLAHOMA HISTORICAL SOCIETY, PROVIDING THAT THE ADMINISTRATIVE SECRETARY SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1, and that in lieu thereof the following Conference Committee Amendment be adopted:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE OKLAHOMA HISTORICAL SOCIETY, PROVIDING THAT THE ADMINISTRATIVE SECRETARY SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the office of the Oklahoma

Historical Society, from the General Revenue Fund of the State Treasury for the fiscal years indicated, not otherwise appropriated, the following

amounts or so much thereof as may be necessary to perform the duties of the office of the Oklahoma Historical Society, as prescribed by law.

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Personal Services (Including O.A.S.I.) -----	\$48,000.00	\$48,000.00
Operating Expenses -----	20,000.00	20,000.00
Microfilming of Newspapers and Historical Documents: Equipment Installation, Personal Services, and Op- erational Expenses -----	20,000.00	20,000.00
Historical Sites Survey and Development -----	5,000.00	5,000.00
Oklahoma Historical Day -----	1,000.00	1,000.00
Total -----	\$94,000.00	\$94,000.00

SECTION 2. The Administrative Secretary shall appoint and fix the duties and compensations of the employees necessary to perform the duties imposed upon the Oklahoma Historical Society by law, payable from the appropriations made by Section 1 of this Act for the expenses of personal services, in accordance with the following schedule:

TITLE	NUMBER AUTHORIZED	MINIMUM	MAXIMUM
Administrative Secretary	1	\$7,000	\$7,200
Account Clerk	1	2,950	3,250
Archivist	1	2,950	3,250
Building Guide	1	2,300	2,600
Chief Curator	1	4,600	4,900
Curator	1	2,400	2,700
Assistant Curator	2	2,300	2,600
Editor	1	3,500	4,500
Librarian	1	2,750	3,250
Cataloguer	1	2,400	2,700
Assistant Librarian	1	2,400	2,925
Stenographer-Clerk	1	2,580	2,925
Watchman	1	2,480	2,600
Total	14		

SECTION 3. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred

to the General Revenue Fund of the then current fiscal year.

SECTION 4. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 5. It being immediately necessary for the preservation of the public peace, health and safety, an

emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

For the Senate:	For the House:
Berrong,	Richeson,
Chairman	Chairman
Land	Cole
Dacus	Sparks

MESSAGES FROM THE HOUSE

Transmitting following bill and/or resolution, together with Second Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 688**.

CONFERENCE COMMITTEE REPORT

The following second Conference Committee Report on **HB 688** was read and consideration deferred:

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE PRESIDENT OF THE SENATE:

We, your Conference Committee, to whom was re-referred Engrossed House Bill No. 688 and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO MARRIAGES; AMENDING 43 O. S. 1951, § 5, WHICH RELATES TO THE ISSUANCE OF MARRIAGE LICENSES, BY REQUIRING; ISSUANCE DURING REGULAR OFFCE HOURS OF ISSUING OFFICIAL; APPLICATION IN PERSON BY PARTIES TO MARRIAGE; CERTAIN PROOF OF AGE; A FILING PERIOD OF NOT LESS THAN THREE (3) DAYS; BY MAKING PROVISIONS HEREOF MANDATORY; AMENDING 43 O. S. 1951, § 32, WHICH RELATES TO POWER OF COUNTY JUDGE TO WAIVE REQUIREMENT OF PHYSICIAN'S CERTIFICATE; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the

same under consideration and herewith return the same with the following recommendation:

That the Conference Committee Substitute No. 2 for House Bill No. 688 be adopted.

Respectfully submitted,

For the Senate:	For the House:
Ritzhaupt	Nichols
Chairman,	Howze
Baldwin	Burnham
Walker	Fogarty

CONFERENCE COMMITTEE SUBSTITUTE NO. 2 HOUSE BILL NO. 688—By Fogarty, Nichols, Howze, Garrison, Bradley (Tulsa), Levergood, Burnham, Lance, Green, Lynch, McCune, Priebe, Watkins, Hopkins, Mitchell, Murrow, Richardson, Ruby, Shibley, Shipley, Wilcox and Williams (Murray).

AN ACT RELATING TO MARRIAGES; AMENDING 43 O. S. 1951, § § 3 AND 5, WHICH RELATE TO ELIGIBILITY FOR MARRIAGE AND THE ISSUANCE OF MARRIAGE LICENSES, BY REQUIRING: APPLICATION IN PERSON BY PARTIES TO MARRIAGE; CERTAIN PROOF OF AGE; PRESENCE OF PARENT OR GUARDIAN WITH UNDERAGE APPLICANTS, OR PROOF OF THEIR DISABILITY TO BE PRESENT WITH WRITTEN CONSENT OF PARENT OR GUARDIAN TO MARRIAGE; A FILING PERIOD OF NOT LESS THAN THREE (3) DAYS; BY MAKING PROVISIONS, HEREOF MANDATORY; AMENDING 43 O. S. 1951, § 32, WHICH RELATES TO POWER OF COUNTY JUDGE TO WAIVE REQUIREMENT OF PHYSICIAN'S CERTIFICATE BY REQUIRING BOTH PARTIES TO BE TWENTY-FIVE (25) YEARS OF AGE FOR SUCH WAIVER TO BE MADE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 43 O. S. 1951, § 3, is hereby amended to read as follows:

§3. Any unmarried male of the age of twenty-one (21) years or upwards, or any unmarried female of the age of eighteen (18) years or upwards and not otherwise disqualified, is capable of contracting and consenting to marriage; but no female under the age of eighteen (18) years and no male under the age of twenty-one (21) years shall enter into the marriage relation, nor shall any license issue therefor, except upon the consent and authority expressly given * * * by the parent or guardian of such underage applicant in the presence of the authority issuing such license: provided further that if the certificate of a duly licensed medical doctor or osteopath, acknowledged in the manner provided by law for the acknowledgment of deeds and stating that such parent or guardian is unable by reason of health or incapacity to be present in person, is presented to such licensing authority, the license may issue on the written consent of such parent or guardian, acknowledged in the same manner as the accompanying medical certificate. Any such certificate and written permission shall be retained by the official issuing the marriage license, together with the returned license. Provided, that this Section shall not be construed to prevent the courts from authorizing the marriage of persons under the ages herein mentioned, in settlement of suits for seduction or bastardy; and the courts may also authorize the marriage of persons under the ages herein mentioned, when the unmarried female is pregnant, or has given birth to an illegitimate child, whether or not any suits for seduction or bastardy have been brought; but no marriage may be authorized when such marriage would be incestuous under this Chapter.

SECTION 2. 43 O. S. 1951, § 5, is hereby amended to read as follows:

§ 5. The judge or clerk of the county court, upon application in writing signed and sworn to in person before him by

* * * both of the parties to be married setting forth their places of residence and setting forth their full names and ages as the same appear upon a certified copy of birth certificates, or upon a current motor vehicle operator's, chauffeur's, or commercial license or upon a current voter's registration certificate, or upon a current passport or visa or upon any other certificate, license or document issued by or existing pursuant to the laws of any nation or of any state or other governmental subdivision thereof, when each such document accepted as proof of identity and age is described with reasonable particularity in the application shall also set forth that such persons to be married * * * are not disqualified or incapable of entering into the marriage relation, nor of the relationship prohibited by law, and being satisfied of the truth and sufficiency of such application and that there is no legal impediment to such marriage, and after application for such marriage license has issued, shall issue under his hand and the seal of his court. the license authorizing such marriage; provided that in the event one or both of the parties to be married are under legal age, such application shall have been on file in the Court Clerk's office for a period of not less than three (3) days. Such license shall be valid only in the county in which it is issued. The provisions hereof are mandatory and not directory except under the circumstances set out in the proviso to 43 O. S. 1951, § 3.

SECTION 3. 43 O. S. 1951, § 32, is hereby amended to read as follows:

§ 32. Because of an emergency or other cause shown by affidavit or other proof of both of the parties over the age of twenty-five (25) years, the Judge of the County Court, if satisfied by medical testimony, that neither the health of the individuals nor the public health and welfare will be injuriously affected thereby, may make an order, or joint ap-

plication of both the parties desiring the marriage license, dispensing with those requirements of Section 1 and 3, which relate to the filing with the licensing authority by either or both of the parties of the Physician's certificates and the laboratory statements or, the said affidavits and statements having been filed, extending the thirty-day period following the examination and test to not later than ninety (90) days after such examination and test. The order shall be accompanied by a memorandum in writing from the judge reciting his reasons for granting said order. Application for such extension may be made before, on or after the expiration of such thirty-day period. The order in the accompanying memorandum shall be filed with the Court Clerk and said clerk shall thereupon accept the application for the marriage license without the production or filing of the physician's certificates and the laboratory statements dispensed with by the order or shall accept the application within any such extended period, as the case may be. The Court Clerk and his clerks and employees shall hold such memorandum of the Judge in absolute confidence.

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.

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—Revenue and Taxation.

SB 81—Revenue and Taxation.

SB 294—Revenue and Taxation.

DO PASS, as amended:

SB 55—Privileges and Elections, Co-authored by Cole of the House.

SB 246—Revenue and Taxation.

SB 308—Roads and Highways.

WITHOUT RECOMMENDATION, as amended:

SB 242—Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 531, SCR 16, SBs 193 and 277 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 531**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 16** and Engrossed **SBs 193 and 277** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Wilson (Beckham) motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m. on Monday, May 25.

Eightieth Legislative Day

Monday, May 25, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Hall, Harris, Pitcher.—3.

The President declared a quorum present.

Prayer was offered by the Very Reverend George Massad, Ex-Arch Emeritus, St. Elijah Orthodox Church, Oklahoma City.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

RESOLUTION

SCR 17 was introduced by Senator Ritzhaupt, read at length as follows, adopted upon his motion and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 17—By Ritzhaupt of the Senate and Fogarty of the House.

A CONCURRENT RESOLUTION DESIGNATING MISS GEORGIA BELLE WILSON, DAUGHTER OF MR.

AND MRS. GEORGE O. WILSON, GUTHRIE, AS "OKLAHOMA'S GOODWILL AMBASSADOR TO EUROPE".

WHEREAS, Miss Georgia Belle Wilson, daughter of Mr. and Mrs. George O. Wilson, Guthrie, has received the high distinction and honor of being the only Oklahoma youth selected to make a tour of Europe for the purpose of promoting improved foreign relations between the countries of the world; and

WHEREAS, Miss Wilson, a native born Oklahoman and outstanding Guthrie high school student was chosen to be one of the sixty-six boys and girls from the United States to make this six-week tour of eight European Nations under the sponsorship of the National Association of Student Councils; and

WHEREAS, she was selected because of her intellectual accomplishments, pleasing personality, her literary ability and for her many contributions to the activities and programs of her school; and

WHEREAS, the State of Oklahoma could have no more charming and capable representative abroad than Miss Georgia Belle Wilson, who typifies the great qualities of our youth, of whom we are justly proud.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF OKLAHOMA, THE HONORABLE HOUSE CONCURRING THEREIN:

SECTION 1. That Miss Georgia Belle Wilson be hereby and forthwith declared to be "OKLAHOMA'S GOODWILL AM-

BASSADOR TO EUROPE" without portfolio, and that she be herewith charged with the solemn responsibility of representing the Sovereign State of Oklahoma in all matters directed toward the promotion of better relations among the peoples of the world.

SECTION 2. That a duly certified copy of this Resolution be sent to Miss Georgia Belle Wilson as an official expression of her credentials.

Following the adoption of **SCR 17**, Senator Ritzhaupt asked unanimous consent that Miss Georgia Belle Wilson be granted the privilege of the floor to make a few remarks, which was the order.

Miss Wilson expressed her appreciation to the Senate for the adoption of **SCR 17** naming her Oklahoma's Goodwill Ambassador to Europe, and told of the purpose of the tour, and of her hope and plans upon her return to contribute to activities that will promote understanding and improved relations in foreign affairs.

GENERAL ORDER

Senator Baldwin moved that **SB 200** be placed on the Calendar under Special Order for 2:00 p. m. today, which motion prevailed.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Morford moved to reconsider the vote by which **SB 133** passed.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HBs 510, 694, 729, 730, 794 and 925.**

HB 510—By McCarty—An Act relating to fireman's relief and pension funds amending Section 1, Chapter 6A, Title 11, Oklahoma Session Laws 1957, by making minimum pension payment of not less than twenty-five dollars (\$25.00) per month or a larger amount

when the pension fund of a city or town is sufficient; and declaring an emergency.

HB 694—By Finch, Watkins, Richeison and Cole of the House and Collins and McSpadden of the Senate—An Act relating to unemployment compensation provided for in the "Oklahoma Employment Security Act" and benefits thereunder and the contributions (taxes) levied under said act; amending 40 O. S. 1951, § 213, as amended, by decreasing the fraction of high quarter wages used in computing an individual's weekly benefit amount, and by increasing the maximum weekly benefit amount; increasing the maximum duration of benefits, and setting effective date; amending 40 O. S. 1951, § 214, as amended, by increasing the base period wages required for benefit eligibility; setting an effective date; amending 40 O. S. 1951, § 217, as amended, by reducing the contribution experience rate qualifying time, and by providing increased rates of contribution (taxes) in prescribed circumstances with respect to calendar years commencing after December 31, 1959, providing that in no event shall the rate exceed two and seven-tenths per cent (2.7%); providing that the provisions of this act shall be severable; and declaring an emergency.

HB 729—By McCarty, Willis (Jackson), Goodfellow, Lynch and Forsythe—An Act relating to barbiturates and stimulants; defining certain terms; making certain acts or failures to act unlawful; providing exceptions; requiring the keeping of records; authorizing the State Board of Pharmacy to promulgate rules and regulations; providing penalties; making provisions of act severable; repealing 63 O.S. 1951 § 465.7 and Sections 1 to 7. inclusive, Chapter 10, Title 63, Page 309, Oklahoma Session Laws 1953; and declaring an emergency.

HB 730—By McCarty, Goodfellow and Forsythe—An Act relating to narcotic

drugs; amending Section 401, Title 63, O. S. 1951, as amended by Section 1, Chapter 10a, Title 63, Oklahoma Session Laws 1953, to include definition of cannabis and to extend definition of narcotic drugs to include drugs governed by the Federal Narcotic Laws and drugs defined as narcotic by the State Board of Health; amending Section 403, Title 63, O. S. 1951, as amended by Section 1, Chapter 10, Title 63, Oklahoma Session Laws 1957, to provide for additions by the State Board of Health to the exceptions specified in said section; amending Section 405, Title 63, O. S. 1951, by extending provisions of such section relative to ships and aircraft to duly licensed physicians or retired commissioned medical officers of United States Army, Navy, Air Force or Public Health Service employed on such ships or aircraft; and declaring an emergency.

HB 794—By Camp—An Act vitalizing a constitutional amendment authorizing enactment of a plan for state financial assistance to Oklahoma communities to facilitate the state's industrial development; vitalizing H. J. R. No. 513 of the 27th Oklahoma Legislature, and declaring public policy; defining terms; creating the Oklahoma Industrial Finance Authority as a body corporate and politic and governmental instrumentality of the state; providing for appointment of a board of directors and the qualifications, terms of office, and per diem compensation thereof; prescribing general powers of the Authority; prescribing loan application requirements, and authorizing the board to grant loans on approved applications limited to not more than five hundred thousand dollars (\$500,000.00) each; creating the Industrial Development Loan Fund as a special account in the State Treasury and providing for the crediting of moneys thereto and requisitions therefrom; defining powers of the board of directors; defining the relationship of said Authority to the State Department of Com-

merce and Industry, and its co-ordination therewith; limiting authority of board members to contract with said Authority; providing for cooperation with federal agencies; providing for auditing of the Authority's accounts and records; making the provisions of the act severable; and prescribing the effective date thereof.

HB 925—By Foster and Fuller—An Act relating to legislative districts; amending 14 O. S. 1951, § 94, Subsection (b), Paragraph (6) as amended, and Paragraph (7), relating to Oklahoma County legislative districts by changing the bounds of the legislative districts Nos. 6 and 7, Oklahoma County; providing for severability; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 15**—Co-authored by Entire Membership of House and **SCR 16**.

The above numbered resolutions were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 211 correctly engrossed.

SR 45 correctly enrolled.

Engrossed **SB 211** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 45** was properly signed and ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, **SB 20**, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bills and/or resolu-

tions were introduced and read the first time:

SB 327—By Tipps—An Act amending Chapter 16, Title 19, Page 160, Oklahoma Session Laws 1955 (19 O. S. Supp. 1957 § 734), relating to the acquisition of sites, purchase, erection, repair, remodeling, equipping and furnishing of county courthouses and jails; authorizing issuance of bonds for such purposes and prescribing procedure therefor; requiring elections; and declaring an emergency.

SB 328—By Baldwin of the Senate and Arrington of the House—An Act relating to the conservation of oil and gas; amending 52 O. S. 1951, § 87.1, (c), which relates to the Corporation Commission's authority to change well spacing and drilling units, by enlarging maximum allowable units for sources at certain depths; providing for severability; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SJR 30—Appropriations and Budget.

HB 785—Judiciary.

GENERAL ORDER

SJR 11, by Wilson (Beckham), Sandlin and Cowden, was read and considered.

By unanimous consent, upon request of Senator Sandlin, further consideration of **SJR 11** was temporarily deferred.

Senator Morford asked to be shown excused until such time as he returns to the Chamber, which was the order.

SPECIAL ORDER

The hour of 2:00 p. m. having arrived, **SB 200**, by Harris, Wilson (Greer), Cartwright (Bryan) and Morford, was read and considered.

Senator Ritzhaupt moved to amend **SB 200**, line 14½, page 8, by adding a

new sub-section 19. "19. Discharge means the removal from office and the stopping of salary, pay or compensation," which amendment was declared adopted.

Senator Wilson (Greer) moved to amend **SB 200**, line 2, page 15, by placing after the word, "positions," and before the word, "shall," the following: "and bills making appropriations for the same." which amendment was declared adopted.

Upon motion of Senator Wilson (Greer), **SB 200**, as amended, was advanced to engrossment.

Upon motion of Senator Wilson (Greer), the rules of the Senate were suspended, and **SB 200**, as amended, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Hall, Harris, Morford, Pitcher.—4.

Not Voting: Allen, Cobb.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton,

Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Hall, Harris, Morford, Pitcher.—4.

Not Voting: Allen, Cobb.—2.

The emergency was declared passed.

SB 200, as amended, was referred for engrossment.

Senator Dacus asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

Senator Hope asked unanimous consent that **SB 274**, by Hope and Bailey of the Senate and Ruby and Davis of the House, be referred to the Joint Committee of Revenue and Taxation and Judiciary, which was the order.

Senators Pitcher, Hall and Morford asked to be recorded present, which was the order.

SB 285, by Tipps, was read and considered.

Senator Mahan moved to amend **SB 285**, line 15, page 3, by striking the word, "central," which amendment was declared adopted.

Upon motion of Senator Tipps, **SB 285**, as amended, was advanced to engrossment.

Upon motion of Senator Tipps, the rules of the Senate were suspended, and **SB 285**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 285 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cart-

wright (Seminole), Field, Garvin, Grantham, Hall, Herndon, Kerr, King, Land, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham).—27.

Nay: Carrier, Cobb, Cowden, Fine, Hamilton, Hope, McClendon, McSpadden, Miskovsky, Trent, Walker, Wilson (Greer).—12.

Excused: Dacus, Harris.—2.

Not Voting: Baldwin, Collins, Easterly.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Field, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Carrier, Cobb, Cowden, Fine, Hamilton, McClendon, McSpadden, Miskovsky, Trent.—9.

Excused: Dacus, Harris.—2.

Not Voting: Baldwin, Collins, Easterly.—3.

The emergency was declared passed.

SB 285, as amended, was referred for engrossment.

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

GENERAL ORDER

HB 782, by Finch, et al, was read and considered.

Upon motion of Senator McSpadden, **HB 782** was advanced to engrossment.

Upon motion of Senator McSpadden, the rules of the Senate were suspended, and **HB 782**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 782 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Garvin, Grantham, Herndon, Land, McClendon, McSpadden, Miskovsky, Payne, Stipe, Tipps, Trent, Walker, Wilson (Greer).—24.

Nay: Breeden, Cartwright (Seminole), Cobb, Cowden, Fine, Hall, Hamilton, Hope, Kerr, King, McColgin, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Shoemake, Wilson (Beckham).—18.

Excused: Harris.—1.

Not Voting: Ritzhaupt.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Garvin, Grantham, Hall, Herndon, Hope, Kerr, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Breeden, Cartwright (Seminole), Cobb, Cowden, Fine, Hamilton, King, McColgin, Mahan, Pitcher, Shoemake, Wilson (Beckham).—12.

Excused: Harris.—1.

Not Voting: Ritzhaupt.—1.

The emergency was declared passed.

HB 782 was referred for engrossment.

GENERAL ORDER

SJR 11 was considered further.

Senator Sandlin moved to amend **SJR 11**, line 6, page 1, by striking Section 1A (1) and inserting the following formula: "(1) (a) Except as hereinafter provided, the State Senate shall consist of forty-six (46) Senators, elected

from the Senatorial Districts as created, and as provided, in Subsection (3) (a) hereof.

(b) the offices of State Senator, as existing immediately prior to the effective date hereof, the terms of which would expire the 15th day succeeding the general election in 1960, shall continue to exist until that time. The offices of State Senator, as existing immediately prior to the effective date hereof, the terms of which would expire the 15th day succeeding the general election in 1962, shall continue to exist until that time.

(c) At the elections held in 1960, State Senators shall be elected from the following districts as created in Subsection (3) (a) hereof, as follows:

Two Senators from District No. 2, one to be nominated and elected from Garfield County and one from Noble and Pawnee Counties.

One Senator from District No. 3, to be nominated and elected from Osage and Washington Counties.

Two Senators from District No. 6, one to be nominated and elected from Ottawa and Delaware Counties and one from Cherokee, Sequoyah and Adair Counties.

One Senator from District No. 7, to be nominated and elected from Okmulgee and Wagoner Counties.

One Senator from District No. 8, to be nominated from McIntosh and Haskell counties and elected at large.

One Senator from District No. 9, to be nominated and elected from Pushmataha and McCurtain Counties.

Two Senators from District No. 11, one to be nominated and elected from Bryan and Choctaw Counties and one from Marshall and Love Counties.

One Senator from District No. 12, to be nominated and elected from Carter County.

One Senator from District No. 13, to

be nominated from Garvin County and elected at large.

One Senator from District No. 14, to be nominated and elected from Hughes and Okfuskee Counties.

One Senator from District No. 15, to be nominated from Pottawatomie County and elected at large.

Two Senators from District No. 16, one to be nominated and elected from Oklahoma County and one from Logan County.

One Senator from District No. 17, to be nominated and elected from Blaine and Kingfisher Counties.

One Senator from District No. 18, to be nominated from Caddo County and elected at large.

One Senator from District No. 19, to be nominated from Comanche and Cotton Counties and elected at large.

One Senator from District No. 20, to be nominated from Custer County and elected at large.

One Senator from District No. 21, to be nominated and elected from Greer and Harmon Counties.

One Senator from District No. 22, to be nominated from Beckham County and elected at large.

The terms of office of the Senators elected in 1960 shall begin on the 15th day succeeding the general election in 1960. Nothing in this Subsection (1) (c) shall be construed as preventing the establishment and changing of nominating districts within Senatorial Districts for elections held after 1960, as and in the manner hereinafter provided.

(d) All other Senators from the districts created by Subsection (3) (a) hereof shall be elected at the elections held in 1962, and the terms of office of such Senators shall begin on the 15th day succeeding the general election in 1962.

(e) All Senators elected hereunder shall serve for a term of four (4) years.

and until their successors are elected and have qualified," which amendment was declared adopted.

Senator Shoemaker moved to amend **SJR 11**, line 17, page 6, by striking Sub-section (4) and inserting a new subsection to read as follows: "(4) It shall be the mandatory duty of the legislature to re-apportion the members of said legislature under the terms and provisions hereof," which amendment was declared adopted.

Senator King moved to amend **SJR 11**, line 4, page 3, by changing the comma after the word, "years," to a semi-colon, striking the remainder of lines 4, 5, 6 and 7 and inserting the following: "; provided, however, that no county shall have more than fourteen (14) Representatives, and that the total membership of the House of Representatives shall at no time exceed one hundred and twenty-five (125) members. Whenever, under the foregoing apportionment formula, the total membership of the House of Representatives would, except for the limitation on total membership, exceed one hundred and twenty-five (125) members, Representatives from the several counties, in addition to the minimum of one Representative for each county as herein provided, shall first be determined on the basis of one additional Representative for each twenty thousand (20,000) population, disregarding major fractions thereof. The several counties, except those counties having fourteen (14) Representatives under the foregoing apportionment formula, shall be entitled to one additional Representative on the basis of fraction priority, beginning with the county having the largest fraction of twenty thousand population (20,000), and continuing downward by counties based on fractions of twenty thousand population in the said counties remaining after the entire population of the county has been divided by twenty thousand (20,000) until the one hundred and twenty-five member-

ship offices in the House of Representatives have been filled."

Senator Miskovsky moved to amend the King amendment by striking the word and figures "fourteen (14)" wherever they appear and inserting the word and figures "twenty-one (21)".

Senator Sandlin asked unanimous consent, which was granted, that further consideration of **SJR 11** be deferred temporarily.

MOTION TO RECONSIDER VOTE

The vote occurring on the Baldwin motion to reconsider the vote by which **SB 92** passed, it was declared adopted upon a roll call as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herdon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Excused: Harris.—1.

Not Voting: Bailey, Cowden, King, Miskovsky, Pazoureck, Sandlin, Walker.—7.

Senator Baldwin moved to reconsider the vote by which **SB 92** was considered engrossed and placed upon third reading and final passage, which motion prevailed.

Senator Baldwin moved to reconsider the vote by which **SB 92** was advanced to engrossment, which motion prevailed.

GENERAL ORDER

SB 92 was considered further.

Senators Harris and Allen moved to amend **SB 92**, line 2, page 7, by adding after the word, "of," and before the word, "employees," the word, "all," which amendment was declared adopted.

Senators Harris and Allen moved to

amend **SB 92**, line 7, page 7, by striking the word, "patrol," and inserting the word, "department," which amendment was declared adopted.

Senators Harris and Allen moved to amend **SB 92**, line 16, page 7, by adding after the word, "discharge," and before the word, "of," a comma, and the following: "demotion or transfer," and on line 17, page 7, by adding after the word, "employees," and before the word, "by," the words, "of the department," and by striking the words, "by the Director," which amendment was declared adopted.

Senator Baldwin moved to amend **SB 92**, by striking on page 9 lines 15 to 18 inclusive and line 1 on page 10, and inserting the following: "B. With the consent of the Commission to discharge any employees of the Department except members of the Oklahoma Highway Patrol, the Drivers' License Examiners including the Director of the Division of Driver License, which shall be entitled to be heard by the Hearing Board provided for in 47 O.S. 1951 § 365 (b) and as amended by this Act," which amendment was declared adopted.

Senator Fine moved to amend **SB 92**, line 4, page 9, by striking the words and figures, "Twelve Thousand Dollars (\$12,000.00)" and inserting the words and figures, "Ten Thousand Dollars (\$10,000.00)," which amendment was declared adopted.

Upon motion of Senator Allen, **SB 92**, as amended, was advanced to engrossment.

Upon motion of Senator Allen, the rules of the Senate were suspended, and **SB 92**, as amended, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Ritzhaupt.—1.

Excused: Harris.—1.

Not Voting: Bailey, Hamilton, Hernon, McClendon, Shoemake, Tipps, Trent.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Ritzhaupt.—1.

Excused: Harris.—1.

Not Voting: Bailey, Hamilton, Hernon, McClendon, Shoemake, Tipps, Trent.—7.

The emergency was declared passed.

SB 92, as amended, was referred for engrossment.

Senators Sandlin and Walker asked to be shown excused until such time as they return to the Chamber, which was the order.

GENERAL ORDER

SB 288, by Shoemake, was read and considered.

Senator Ritzhaupt moved to amend **SB 288**, line 1, page 2, by striking after the word "buildings" and before the

word "necessary" the letters "etc," which amendment was declared adopted.

Senator Mahan moved to amend **SB 288**, line 2, page 3, by striking after the word "monument" the period and inserting the words "where it will interfere with the orderly conduct of said park, recreational ground or state monument" which amendment was declared adopted.

Senator Carrier asked that the record show Senator Breeden excused for the remainder of this legislative day, which was the order.

Senator Tipps moved to amend **SB 288**, line 6, page 3, by striking the period and adding after the word "fund" the words "except product such as gas and oil and fishing license used for resale and these fees go into said park revolving fund" which amendment was declared adopted.

Senator Hamilton moved to amend **SB 288**, line 1, page 5, by striking after the word and figure "Section 3" the word "when" and inserting in lieu the words "two or more," and on line 5, place a period after the word "areas" and strike the word "that" and insert the word "the," which amendment was declared adopted.

Senator Walker asked to be shown present, which was the order.

Upon motion of Senator Shoemake, **SB 288**, as amended, was advanced to engrossment.

Upon motion of Senator Shoemake, the rules of the Senate were suspended and **SB 288**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 288 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boech-

er, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Breeden, Harris, Sandlin.—3.

Not Voting: Bailey, Cobb, Fine.—3.

The bill was declared passed.

Senator Sandlin asked to be shown present, which was the order.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Breeden, Harris.—2.

Not Voting: Bailey, Cobb, Fine.—3.

The emergency was declared passed.

SB 288, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Allen motion, to reconsider the vote by which **SB 47** failed of passage, it was declared failed of adoption upon a roll call as follows:

Aye: Allen, Bailey, Baldwin, Carrier, Cartwright (Seminole), Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Kerr, Morford, Payne, Tipps, Trent, Walker.—19.

Nay: Boecher, Cartwright (Bryan), Cowden, Fine, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Pazoureck, Pitcher, Ritzhaupt, Sandlin,

Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—19.

Excused: Breeden, Harris.—2.

Not Voting: Berrong, Cobb, Collins, Miskovsky.—4.

GENERAL ORDER

HJR 519, by Mountford, was read and considered.

Upon motion of Senator Hall, **HJR 519** was advanced to engrossment and third reading.

Upon motion of Senator Hall, the rules of the Senate were suspended and **HJR 519** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 519 was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 519—By Mountford.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 21, ARTICLE 5, OKLAHOMA CONSTITUTION, RELATING TO THE COMPENSATION AND EXPENSES OF MEMBERS OF THE LEGISLATURE; AND PROVIDING FOR THE SUBMISSION OF THE AMENDMENT TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION AT A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND SENATE OF THE TWENTY-SEVENTH 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 21, Article V of the Constitution of the State of Oklahoma:

Section 21. Members of the Legislature shall receive monthly salaries of Two Hundred Dollars (\$200.00) for their

*services during their term of office regardless of when their term commences or expires *and they shall receive Fifteen Dollars (\$15.00) per diem for not to exceed seventy-five (75) legislative days * * * during the regular or special session of the Legislature, and ten cents per mile for every mile of necessary travel for not to exceed eight (8) trips in going to and returning from the place of meeting of the Legislature, on the most usual route and shall receive no other compensation.*

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE

Legislative Referendum No. _____

State Question No. _____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment

Amending Section 21, Article 5, Constitution of Oklahoma, by providing that members of the Legislature shall receive monthly salaries of *Two Hundred Dollars (\$200.00)* for their services during their term of office regardless of when their term commences or expires, and * * * they shall receive fifteen Dollars (\$15.00) per diem for not to exceed seventy-five (75) legislative days * * * during the regular or special session of the Legislature and ten cents per mile for every mile of necessary travel *for not to exceed eight (8) trips* in going to and returning from the place of meeting of the Legislature, on the most usual route and shall receive no other compensation.

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.

SECTION 4. A special election is hereby ordered to be held throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing Statewide primary election, whichever is the earlier, 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:

Aye: Bailey, Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Land, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemaker, Stipe, Tipps, Trent.—26.

Nay: Allen, Berrong, Boecher, Cowden, Kerr, King, McClendon, McColgin, McSpadden, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—13.

Excused: Breeden, Harris.—2.

Not Voting: Cobb, Collins, Miskovsky.—3.

The resolution was declared passed.

The question being, "Shall **HJR 519**, by Mountford, entitled: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 21, ARTICLE 5, OKLAHOMA CONSTITUTION, RELATING TO THE COMPENSATION AND EXPENSES OF MEMBERS OF THE LEGISLATURE; AND PROVIDING FOR THE SUBMISSION OF THE 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 throughout the State on the date

of the next ensuing special election held throughout the State, or on the date of the next ensuing statewide primary election, whichever is the earlier, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing special election held throughout the State, or on the next ensuing statewide primary election, whichever is the earlier, as provided in Section 1 of Article 24 of the Constitution of the State of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, Land, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent.—30.

Nay: Berrong, Cowden, King, McClen-don, McColgin, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—9.

Excused: Breeden, Harris.—2.

Not Voting: Cobb, Collins, Miskovsky.—3.

President Pro Tempore Garvin, 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 519 was properly signed and ordered returned to the Honorable House.

RESOLUTION

By unanimous consent, Senator Bailey introduced the following Concurrent Resolution, following which Senators Easterly, Grantham, Field, Berrong, Dacus and Payne asked to be made co-authors of the Resolution, which was the order.

SCR 18 was read at length as follows, adopted upon motion of Senator Bailey

and ordered referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 18—By Bailey, Payne, Easterly, Grantham, Field, Berrong, and Dacus of the Senate and Wolf and Poy-nor of the House.

A CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL TO APPOINT A SPECIAL NINE MAN COMMITTEE FOR THE PURPOSE OF CODIFYING ALL THE LAWS OF THIS STATE PERTAINING TO HIGHER EDUCATION; DIRECTING THAT THIS CODE BE SUBMITTED TO THE TWENTY-EIGHTH SESSION OF THE OKLAHOMA LEGISLATURE.

WHEREAS, In Title 70, Oklahoma Statutes 1951, as amended, there is beginning with Part III, Chapter 32, that body of our law pertaining to the operations of our universities and colleges and to other matters appropriate to higher education; and

WHEREAS, These laws have been added over a period of fifty years to keep pace with our growing higher educational needs until they now consist of over 712 sections and fill more than 152 pages of our Statutes; and

WHEREAS, The growing demands levied upon the abilities of our higher educational system to provide opportunities for the swelling numbers of Oklahoma youth only serve to emphasize the need for systematic organization and modernization of these Statutes.

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

SECTION 1. That the Executive Committee of the State Legislative Council is hereby requested to appoint a special committee consisting of five (5) mem-

bers of the House of Representatives and four (4) members of the Senate, for the purpose of codification and revision of all the laws of this State pertaining to higher education.

SECTION 2. That the Executive Committee of the State Legislative Council submit such proposed higher education Code to the Twenty-Eighth Session of the Oklahoma Legislature.

Senator Mahan presiding.

GENERAL ORDER

SB 312, by Trent, McClendon, Cartwright (Bryan), Fine, Pitcher, Ritzhaupt, Stipe and Wilson (Greer) of the Senate and Ham et al of the House, was read and considered.

Senators Grantham, Carrier, Dacus, Ritzhaupt, Baldwin, Shoemake, Payne, Wilson (Beckham), Hamilton, McColgin and McSpadden asked to be made co-authors of **SB 312**, which was the order.

Senator McClendon moved to amend **SB 312**, lines 2 and 3, page 8, by adding after the word "exceed" line 2 and before the word "Dollars" line 3, the words "Five Million" and the figures "\$5,000,000.00" within the parenthesis on line 3, which amendment was declared adopted.

Senator Baldwin moved to amend **SB 312**, lines 3 and 4, page 6, by striking on line 3, after the word "with" the words "or cause" on line 4.

Senator Hall asked unanimous consent, which was granted, to amend the Baldwin amendment, by striking the word "with" line 4, and inserting the word "for."

The vote occurring on the Baldwin amendment, as amended, it was declared adopted.

Upon motion of Senator Trent, **SB 312**, as amended, was advanced to engrossment.

Senator Cowden asked unanimous consent, to which Senator Trent objected, that final passage of **SB 312**,

as amended, be deferred for a few days.

Upon motion of Senator Trent, the rules of the Senate were suspended and **SB 312**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 312 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Breeden, Harris.—2.

Not Voting: Bailey, Hall, Morford, Pitcher.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Breeden, Harris.—2.

Not Voting: Bailey, Hall, Morford, Pitcher.—4.

The emergency was declared passed.

SB 312, as amended, was referred for engrossment.

Senator Wilson (Beckham) moved when the clerk's desk is cleared the

Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

FIRST READING

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

SJR 31—By Cartwright (Seminole) of the Senate and Bullard of the House—A Joint Resolution authorizing and directing the Executive Committee of the State Legislative Council to create a fifteen-member special committee of the council to research, study, report, and make recommendations on public school education in Oklahoma; providing for composition of committee; directing collection, assimilation, and use of comparative relevant data from other states; authorizing and directing state agencies and schools to cooperate and provide technical assistance in area studies; requiring submission of reports and recommendations to the State Legislative Council and to the Governor; authorizing Governor to expend money from appropriation for the Office of Governor for travel and expenses authorized and incurred for five committee personnel appointed by the Governor; and declaring an emergency.

SB 329—By Grantham of the Senate and Craig, Howe and Green of the House—An Act relating to motor vehicles; prohibiting the operation of certain motor vehicles upon highways without effective mufflers; providing standards and means of testing sounds made by certain motor vehicles and delegating

authority for enforcing prohibitions against excessively noisy motor vehicles; prohibiting the sale or installation of mufflers not conforming to the requirements of this Act; making violation a misdemeanor; providing for severability; and declaring an emergency.

SB 330—By Pitcher—An Act relating to state institutions; making appropriations to the State Board of Affairs for the operation of Whitaker State Orphans Home for the next biennium; making appropriations fiscal; providing for severability; and declaring an emergency.

SB 331—By Sandlin—An Act relating to judges; amending Section 4, Chapter 24, Title 74, Page 549, Oklahoma Session Laws 1957 (20 O. S. Supp. 1957, § 924), relating to compensation of supernumerary judges, by providing that such judges' past salary, for purposes of computation of supernumerary salary, shall be increased or decreased; providing for severability; and declaring an emergency.

SB 332—By Stipe—An Act relating to state owned motor vehicles; amending 47 O. S. 1951, § 156, relating to the purchase of automobiles for state agencies, by authorizing the purchase of one (1) station wagon for the State Penitentiary at McAlester; providing for severability; and declaring an emergency.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p. m. tomorrow.

Eighty-first Legislative Day

Tuesday, May 26, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Cobb, Cowden, Dacus, Hall, Herndon, Pitcher, Ritzhaupt, Sandlin—8.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Morford asked unanimous consent that Janie, Steven, Jimmy and Tommy Harris be made Honorary Pages for this legislative day, which was the order.

Senator Miskovsky asked unanimous consent that Mary Sue Miskovsky, Margo Watson and Judy Schwartz be made Honorary Pages for this legislative day, which was the order.

Senator Bailey asked unanimous consent that Chris Fountain of Oklahoma City be made an Honorary Page for this legislative day, which was the order.

Senator Breeden asked unanimous consent that Danette Reneau be made an Honorary Journal Clerk and J. Robert Reneau be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

COMMUNICATIONS

By unanimous consent, the following communication was read and ordered printed in the Journal:

Honorable Harold T. Garvin
President Pro Tempore
State Senate
Oklahoma City, Oklahoma

Dear Honorable Mr. President

St. Elijah Eastern Orthodox Church of Oklahoma City, Oklahoma, in behalf of some 10,000 Orthodox members of Oklahoma, and in behalf of some 6.5 million orthodox in these United States want to thank you for the recent bill acknowledging our faith in Oklahoma as a major United States religion.

You will never know the real meaning of this passage, to our many members.

May God grant you all a long and happy life.

Sincerely yours,
Fred Farha, President
Omar K. Massad, Secretary

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 297—County Government.

HB 773—County Government.

HB 799—County Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 782 and **SCR 17**, **SBs 92** and **285** each correctly engrossed.

SCRs 15 and **16** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 782**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 17** and Engrossed **SBs 92** and **285** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCRs 15** and **16** 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:

SB 327—County Government.

SB 328—Oil and Gas.

SB 329—Public Safety.

SB 330—Appropriations and Budget.

SB 331—Judiciary.

SB 332—State and Federal Government.

SJR 31—Senate and Legislative Affairs.

HB 510—State and Federal Government.

HB 694—Revenue and Taxation.

HB 729—Public Health.

HB 730—Public Health.

HB 794—Economic and Industrial Development.

HB 925—State and Federal Government.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 687—By Tinker, McGahey, Rob-

erts, Karnes, Howard, Ford, Howze, Andrews, Bond (Marshall), Garrison, Richardson, Watkins, Shoemake, Shibley and Hargrave—An Act for Capitol Information service.

HB 796—By Committee on Mental Health and Retardation—An Act relating to day-night hospital for mental health.

HB 818—By Committee on Mental Health and Retardation—An Act making an appropriation to Western State hospital.

HB 830—By Richeson, Cole and Forsythe—An Act fixing the compensation of the Board of Review of the Oklahoma Employment Security Commission; amending Subsection (c) of Section 220; Title 40, O. S. 1951, as amended; making said Act severable; and declaring an emergency.

HB 839—By Converse—An Act relating to education and livestock activities at Murray State College.

HB 919—By Wolf and Poynor of the House and Bailey of the Senate—An Act amending Section 2093 of Title 70, Oklahoma Statutes 1951, as amended by Section 1 of Chapter 45 of Title 70, Oklahoma Session Laws of 1957; providing for the establishment of research centers on institutional airport properties; authorizing the leasing of portions of such research center areas for the establishment of scientific research laboratories; and authorizing arrangements, assignments, subleases or other instruments necessary and proper for financing construction of such laboratories; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM GOVERNOR

Advising approval by him, May 26, 1959, of Enrolled **SBs 12**, **15** and **26** entitled:

ENROLLED SENATE BILL NO. 26—

By Hope and Bailey of the Senate and Ruby and Davis of the House.

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE STATE EXAMINER AND INSPECTOR; PROVIDING THAT THE STATE EXAMINER AND INSPECTOR SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 15—
By The Senate Committee on Education and Allen, Fine, Harris, McColgin, McSpadden, Mahan, and Miskovsky of the Senate and Sparger, Stevens, Richardson and Taliaferro of the House.

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; AMENDING 70 O. S. 1951, § 18-4, SUBDIVISION 1, PARAGRAPHS c AND e, AS AMENDED, DEALING WITH TEACHER SALARY SCHEDULES; FIXING EFFECTIVE DATE OF ACT; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 12—
By Senate Committee on Education and Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Cobb, Fine, Harris, Herndon, Land, McColgin, McSpadden, Mahan, Miskovsky and Sandlin of the Senate and McCarty, Hurst, Shipley, Buckler, Dyer, Fogarty, Garrison, Greenhaw, Hall, Jones, Lance, Langley, Lollar, Odom (McIntosh), Odom (Wagoner), Willis (Jackson), Sparger, Stevens and Richardson of the House.

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; AMENDING 70 O. S. 1951, § 18-5, AS AMENDED BY SECTION 47, CHAPTER A, TITLE 70, OKLAHOMA SESSION LAWS 1955, AND AMENDING PARAGRAPH (b) OF 70 O. S. 1951, § 18-10, AS AMENDED BY SECTION 50

OF CHAPTER A, TITLE 70, OKLAHOMA SESSION LAWS 1955; DEALING WITH PAYMENT OF STATE AID TO SCHOOL DISTRICTS; FIXING EFFECTIVE DATE OF THE ACT; AND DECLARING AN EMERGENCY.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HJR 534, by Taliaferro of the House and Harris of the Senate, was read and considered.

Upon motion of Senator Harris, **HJR 534** was advanced to engrossment.

Upon motion of Senator Harris, the rules of the Senate were suspended, and **HJR 534** was considered engrossed and placed upon third reading and final passage.

Senator Hope presiding.

THIRD READING

HJR 534 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Shoemake, Stipe, Tipps, Trent, Walker, Wilson, (Beckham), Wilson (Greer).—32.

Excused: Berrong, Cobb, Cowden, Dacus, Hall, Herndon, Pitcher, Ritzhaupt, Sandlin.—9

Not Voting: Boecher, Collins, Miskovsky.—3.

The Resolution was declared passed.

HJR 534 was properly signed and ordered returned to Honorable House.

Senator Field asked unanimous consent that **HJR 530** be ordered withdrawn from the Committee on Parks and Rec-

reation and placed upon the Calendar, which was the order.

President Pro Tempore Garvin presiding.

Senators Cobb, Dacus, Ritzhaupt and Sandlin asked to be recorded present, which was the order.

GENERAL ORDER

HB 644, by Lance, was read and considered.

Senator Allen moved to amend **HB 644** by striking the words, "and/or turtles," on line 4, page 1 and on line 2, page 2, the words, "and turtles," in the title, which amendment was declared adopted.

Upon motion of Senator Allen, **HB 644**, as amended, was advanced to engrossment.

Upon motion of Senator Allen, the rules of the Senate were suspended, and **HB 644**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 644 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Hope, Kerr, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—29.

Nay: Carrier, Cartwright (Seminole), Grantham, King, McClendon, Morford, Ritzhaupt, Stipe, Walker.—9.

Excused: Berrong, Cowden, Hall, Herndon, Pitcher.—5.

Not Voting: Mahan.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Greer).—31.

Nay: Carrier, Cartwright (Seminole), McClendon, Morford, Stipe, Walker, Wilson (Beckham).—7.

Excused: Berrong, Cowden, Hall, Herndon, Pitcher.—5.

Not Voting: Mahan.—1.

The emergency was declared passed.

HB 644, as amended, was referred for engrossment.

GENERAL ORDER

SB 236, by Miskovsky of the Senate and Andrews of the House, was read and considered.

Upon motion of Senator Miskovsky, **SB 236** was advanced to engrossment.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **SB 236** was considered engrossed and placed upon third reading and final passage.

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:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hope, Kerr, Land, McClendon, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Fine, Hamilton, King, McColgin.—4.

Excused: Berrong, Cowden, Hall, Herndon, Pitcher.—5.

Not Voting: Harris, Sandlin.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hope, Kerr, Land, McClendon, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Fine, Hamilton, King, McColgin.—4.

Excused: Berrong, Cowden, Hall, Herndon, Pitcher.—5.

Not Voting: Harris, Sandlin.—2.

The emergency was declared passed.

SB 236 was referred for engrossment.

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

GENERAL ORDER

HB 706, by Clark, et al, was read and considered.

Upon motion of Senator Tipps, HB 706 was advanced to engrossment.

Upon motion of Senator Tipps, the rules of the Senate were suspended, and HB 706 was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 706 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskov-

sky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Breeden, Cartwright (Seminole).—2.

Excused: Cowden, Hall, Herndon, Pitcher.—4.

Not Voting: Harris, Stipe.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Breeden, Cartwright (Seminole).—2.

Excused: Cowden, Hall, Herndon, Pitcher.—4.

Not Voting: Harris, Stipe.—2.

The emergency was declared passed.

HB 706 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 707, by Roberts, et al, was read and considered.

Upon motion of Senator Tipps, HB 707 was advanced to engrossment.

Upon motion of Senator Tipps, the rules of the Senate were suspended, and HB 707 was considered engrossed and placed upon third reading and final passage.

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

THIRD READING

HB 707 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Nay: Breeden, Cartwright (Seminole), Stipe.—3.

Excused: Cowden, Hall, Pitcher.—3.

Not Voting: Harris, Walker.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Nay: Breeden, Cartwright (Seminole), Stipe.—3.

Excused: Cowden, Hall, Pitcher.—3.

Not Voting: Harris, Walker.—2.

The emergency was declared passed.

HB 707 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 298, by Payne, Field, Walker, Hamilton, Breeden and McColgin of the Senate and Spear, McCarty and Skeith of the House, was read and considered.

Senator Stipe moved to amend **SB 298**, line 16, page 4, by inserting after the word, "Governor," and before the word, "each," a comma, and the words, "with the advice and consent of the

State Senate," which amendment was declared adopted.

Senator Payne moved to amend **SB 298**, lines 5 and 6, page 3, by deleting after the word, "any," and before the word, "bridge," the word, "building," on line 5 and by deleting on line 6 the word, "plant," and the word, "structure."

By unanimous consent, upon request of Senator Payne, further consideration of his amendment was temporarily deferred.

Senators Payne and Mahan moved to amend **SB 298**, line 3, page 5, by striking after the word, "least," and before the word, "member," the word, "one" followed by the arabic numeral in parenthesis (1); and inserting the word, "two" followed by the arabic numeral in parenthesis (2), and making the word, "member," to read, "members," which amendment was declared adopted.

Senator Payne moved to amend **SB 298**, line 9, page 5, by striking after the word, "waterworks," and before the word, "at," the words, "At least one (1) member of such Board shall have had as a larger part of his business the construction of buildings," which amendment was declared adopted.

Senator Mahan moved to amend **SB 298**, line 11, page 5, after the word, "buildings," by adding the following: "Said members to be appointed from a list of five (5) submitted by each of the following: Heavy Equipment Branch and Municipal Branch of the General Contractors Association," which amendment was declared adopted.

Senator King moved to amend **SB 298**, line 13, page 9, by adding after the period and before the word, "all," the words and figures, "Ninety per cent (90%) of," and change the period on line 15 to a comma and add the following: "and Ten per cent (10%) of all such moneys shall be credited to the General Revenue Fund of the State of

Oklahoma," which amendment was declared adopted.

Referring further to the Payne amendment:

The vote occurring on the Payne amendment to delete after the word, "any," and before the word, "bridge," on line 5, page 3, the word, "building," and "structure," on line 6, page 3, it was declared adopted.

Senator Collins moved to amend **SB 298**, line 2, page 4, by adding after the period the following: "This Act shall not apply to painting contractors," which amendment was declared adopted.

Senator Boecher moved to amend **SB 298**, line 3, page 3, by striking after the word, "is," the words and figures, Five Thousand Dollars (\$5,000.00) and inserting the following, "Fifty Thousand Dollars (\$50,000.00)."

Senator Boecher asked unanimous consent, which was granted, to amend his amendment by striking Fifty Thousand Dollars (\$50,000.00) and inserting Twenty-five Thousand Dollars (\$25,000.00)," which was the order.

The vote occurring on the Boecher amendment, as amended, it was declared adopted.

Senators Hamilton and McClendon moved to amend **SB 298**, line 11, page 3, by striking after the word, "town," and before the word, "or," the words, "School District," which amendment was declared adopted.

Senator Shoemaker moved to amend **SB 298**, line 17, page 15, by striking after the word, "State," the period and inserting a semi-colon and the following language: "provided that in no event shall the requirements for licenses of any non-resident contractor be less in any particular than that required of an Oklahoma contractor doing business in the state of residence of said applicant," and to amend title to conform, which amendment was declared adopted.

Senator Mahan moved to amend **SB 298**, line 8, page 16, after the word, "has," and before the word, "maintained," by adding the word, "continuously," which amendment was declared adopted.

Senators Hamilton and McClendon moved to amend **SB 298**, lines 5 and 6, page 4, by striking after the word, "towns," and before the word, "special," the words: "School Districts," which amendment was declared adopted.

Senator Miskovsky moved to amend **SB 298**, lines 7 and 8, page 16, by striking the words and figures, "ninety (90) days," and inserting the words and figures, "fifteen (15) months," which amendment was declared adopted.

Senator Shoemaker moved to amend **SB 298**, line 3, page 24, by adding after the word, "forth," a new section to be designated as Section 21, and renumbering all succeeding sections: "Section 21. All non-resident contractors and partnerships, having one or more partners who are now residents of the State of Oklahoma, or corporate contractors not organized under the laws of the State of Oklahoma must pay all taxes due the State of Oklahoma and the county wherein said work was performed before receiving payments due under a contract for construction. A certificate from the Oklahoma Tax Commission certifying that all such taxes have been paid shall constitute proof of such fact, "and amend title to conform.

Senator Hamilton moved to amend the Shoemaker amendment by inserting after the word "all" and before the word "non-resident" the words "resident and" which amendment was declared adopted.

The vote occurring on the Shoemaker amendment, as amended, it was declared adopted.

Senators Pitcher and Hall asked to be recorded present, which was the order.

Senator Mahan moved to reconsider the vote by which the Miskovsky

amendment to lines 7 and 8, page 16, was adopted, which motion prevailed.

Senator Mahan moved that the Miskovsky amendment lie on the table, which motion prevailed.

Senator Hamilton moved to amend **SB 298**, line 8, page 20, by striking after the word, "is," and before the word, "or," the figures, "\$5,000.00," and inserting the figures "\$25,000.00," which amendment was declared adopted.

Senators Fine and Ritzhaupt moved to amend **SB 298**, line 7, page 13 by striking after the word, "the," and before the words, "payable," the words, and figures, "Two Hundred Dollars (\$200.00)," and inserting the words and figures, "One Hundred Dollars (\$100.00) and an additional one-half ($\frac{1}{2}$) mill assessment on the total amount of each contract awarded to each respective contractor," which amendment was tabled upon motion of Senator Payne.

Upon motion of Senator Payne, **SB 298**, as amended, was advanced to engrossment.

Upon motion of Senator Payne, the rules of the Senate were suspended, and **SB 298**, as amended, was considered engrossed and placed upon third reading and final passage.

Senators Allen, Berrong, Cartwright (Bryan), Herndon, Morford and Tipps asked to be shown excused for the remainder of this legislative day, and until such time as they return to the Chamber, which was the order.

Senator Dacus asked to be shown excused until such time as he returns to the Chamber, which was the order.

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: Bailey, Baldwin, Breeden, Collins, Easterly, Field, Grantham, Hamil-

ton, Hope, Kerr, King, McClendon, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—23.

Nay: Carrier, Cartwright (Seminole), Cobb, Garvin, Hall, Land, McSpadden, Ritzhaupt.—8.

Excused: Allen, Berrong, Cartwright (Bryan), Cowden, Dacus, Herndon, Morford, Tipps.—8.

Not Voting: Boecher, Fine, Harris, McColgin, Walker.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Carrier, Collins, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—29.

Nay: Cartwright (Seminole), Cobb, McSpadden.—3.

Excused: Allen, Berrong, Cartwright (Bryan), Cowden, Dacus, Herndon, Morford, Tipps.—8.

Not Voting: Boecher, Fine, Harris, Walker.—4.

The emergency was declared failed of passage.

SB 298, as amended, was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 543**.

Senator Land asked for immediate consideration of **HCR 543**, following which Senators Baldwin, Hamilton, McColgin, Field, Sandlin, Trent, Collins, Ritzhaupt, Miskovsky, Pazoureck, Breeden, Carrier, Grantham, Wilson (Greer), Stipe, King, Garvin, Shoemake and Mahan asked to be made co-authors of the Resolution.

By unanimous consent, **HCR 543**, as co-authored, was read at length as follows and adopted upon motion of Senator Land:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 543—By McCune, Howard, Bradley (Tulsa), McGahey, Hopkins, Forsythe, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Harworth, Howe, Howze, Hurst, Huser, Inman, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson) and Wolf of the House and Land, Baldwin, Hamilton, McColgin, Field, Sandlin, Trent, Collins, Ritzhaupt, Miskovsky, Pazoureck, Breeden, Carrier, Grantham, Wilson (Greer), Stipe, King, Garvin, Shoemake and Mahan, of the Senate.

A CONCURRENT RESOLUTION EXPRESSING DEEP SORROW AND EXTENDING THE SYMPATHY OF 27TH LEGISLATURE IN THE DEATH OF ALEXANDER JOHNSTON, SR., FATHER OF ALEXANDER JOHNSTON, JR., A MEMBER OF THE HOUSE OF REPRESENTATIVES.

WHEREAS, Alexander Johnston, Sr., of Tulsa, Oklahoma, father of Alexander Johnston, Jr., a Member of the House of Representatives of the 27th Legislature, passed to the Great Beyond on Saturday, May 23, 1959; and

WHEREAS, his unselfish devotion to the ideals of service to his Nation, State and Community awakened admiration in the hearts of the people of this State; and

WHEREAS, he served his Nation valuably as an Army Officer in World War I; and

WHEREAS, he served the religious welfare of his community in many ways, including being the teacher of one of the largest Oklahoma Sunday School Classes in the Boston Avenue Methodist Church for many years; and

WHEREAS, he was a leader in the oil industry, having served as Vice President of Sinclair Oil and Gas Co. and as Chairman of the Board of Sinclair Crude Oil Co.; and

WHEREAS, he was a pioneer in development of this State, having been brought to Oklahoma by his parents in the Cherokee Strip Run in 1893 and throughout his life served unselfishly in community and Masonic activities as well as being a leader in the Democratic Party;

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

SECTION 1. That in the passing of Alexander Johnston, Sr., the People of the State of Oklahoma have suffered a great loss and the 27th Legislature does hereby express our deep sorrow and extend our sincere sympathy to his widow and family.

SECTION 2. That this Resolution be spread upon the pages of the permanent

Journal of the House of Representatives and the Senate as a memorial to his dedication and service to his State and fellow man.

SECTION 3. That an authenticated copy of this Resolution be forwarded to Lillian Johnston, his widow, and to the Honorable Alexander Johnston, Jr., his son and a Member of the House of Representatives.

Engrossed **HCR 543**, as coauthored, was properly signed and ordered returned to the Honorable House.

Senator Cartwright (Bryan) asked to be recorded present, which was the order.

GENERAL ORDER

SB 284, by Sandlin, Cartwright (Seminole), Shoemake, Mahan, Kerr and Collins, was read and considered.

Senator King moved to amend **SB 284**, by striking lines 9 and 10, page 2.

Senator Collins moved to table the King amendment, which motion failed of adoption.

Senator Collins raised a question of "no quorum," following which the roll was ordered called and President Pro Tempore Garvin declared a quorum was present.

The vote occurring on the King amendment, it was declared failed of adoption.

Senator Mahan moved to amend **SB 284**, line 1, page 1, by inserting after the word "That" the following: "in any action or obligation not based upon contract," which amendment was declared adopted.

Senator Wilson (Beckham) moved to amend **SB 284**, line 10, page 2, by inserting a new Section 2, as follows, and renumbering following sections accordingly: "Section 2. No release of a tort obligation shall be valid unless the party or parties executing the release exe-

cuted the same before and acknowledged the execution in the presence of a Notary Public who is a resident of the county where the release is executed" which amendment was declared adopted.

Senator Sandlin asked unanimous consent, which was granted, that Representatives Finch and Avey be added as co-authors of **SB 284**.

Upon motion of Senator Sandlin, **SB 284**, as amended, was advanced to engrossment.

Upon motion of Senator Sandlin, the rules of the Senate were suspended and **SB 284**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Dacus asked to be shown excused until such time as he returns to the Chamber, which was the order.

THIRD READING

SB 284 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Boecher, Carrier, Cartwright (Seminole), Cobb, Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Hope, Kerr, McClendon, McSpadden, Mahan, Miskovsky, Payne, Pazour-eck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—28.

Nay: Cartwright (Bryan), Hamilton, King, Land, McColgin.—5.

Excused: Allen, Berrong, Cowden, Dacus, Herndon, Morford, Tipps.—7.

Not Voting: Baldwin, Breeden, Harris, Trent.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Carrier, Cartwright (Seminole), Cobb, Collins, Easterly, Field, Fine, Garvin, Grantham, Hall, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Mis-

kovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: Cartwright (Bryan), Hamilton, King.—3.

Excused: Allen, Berrong, Cowden, Dacus, Herndon, Morford, Tipps.—7.

Not Voting: Breeden, Harris.—2.

The emergency was declared passed.

SB 284, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator King moved that the vote be reconsidered by which **SB 284**, as amended, was passed.

Senator McSpadden asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Miskovsky moved that **SB 326** be ordered withdrawn from the Committee on County Government and placed upon the Calendar.

Following discussion, Senator Miskovsky asked unanimous consent, to which Senator Cartwright (Bryan) objected, to withdraw his motion.

Upon motion of Senator Mahan, the Miskovsky motion was tabled.

Senator Cartwright (Bryan) presiding.

GENERAL ORDER

SB 206, by Mahan, was read and considered.

Senators Hall, Stipe and Mahan moved to amend **SB 206**, line 7, page 2, by adding after the word "compensation" the following: "Provided further that if the injured employee does not file said claim because of misrepresentation or fraud on the part of the employer or insurance carrier or their agent or agents, the statute of limitation herein shall be tolled and not com-

mence to run" which amendment was declared adopted.

Upon motion of Senator Mahan, **SB 206**, as amended, was advanced to engrossment.

Upon motion of Senator Mahan, 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:

Aye: Bailey, Baldwin, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Fine, Garvin, Grantham, Hall, Hamilton, McClendon, McColgin, Mahan, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Wilson (Greer).—23.

Nay: Breeden, Carrier, Easterly, Field, Harris, King, Land, Pitcher, Ritzhaupt, Wilson (Beckham).—10.

Excused: Allen, Berrong, Cowden, Herndon, McSpadden, Morford, Tipps.—7.

Not Voting: Collins, Hope, Kerr, Walker.—4.

The bill was declared passed.

Upon motion of Senator Mahan, the emergency section to **SB 206** was ordered stricken and the title amended to conform.

SB 206, as amended, was referred for engrossment.

GENERAL ORDER

SB 299, by Trent of the Senate and Inman and Cooksey of the House, was read and considered.

Upon motion of Senator Trent, **SB 299** was advanced to engrossment.

Senators Stipe and Dacus asked to be shown excused until such time as they

return to the Chamber, which was the order.

Upon motion of Senator Trent, the rules of the Senate were suspended and **SB 299** 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:

Aye: Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Easterly, Fine, Grantham, Harris, Kerr, King, Land, McClendon, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Trent, Wilson (Beckham), Wilson (Greer).—25.

Nay: Hamilton, McColgin, Shoemaker.—3.

Excused: Allen, Berrong, Cowden, Dacus, Herndon, McSpadden, Morford, Stipe, Tipps.—9.

Not Voting: Baldwin, Field, Garvin, Hall, Hope, Sandlin, Walker.—7.

The bill was declared passed.

SB 299 was referred for engrossment.

GENERAL ORDER

Senator Hamilton asked unanimous consent, which was granted, that **HB 555** be withdrawn from the Calendar and re-referred to the Committee on Education.

Senator Wilson (Beckham) moved, when the Clerk's desk is cleared, the Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

FIRST READING

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

SB 333 — By Walker and Bailey. —An Act relating to the equalization

and uniformity of assessment of real property subject to local assessment for ad valorem taxation; defining terms; providing that for the years 1961, 1962 and 1963, such real property shall be assessed at a value at least equal to the average ratio of assessed value to full fair cash value of such property in all counties, and that for the year 1964 and each year thereafter all such property shall be assessed at not less than thirty percent (30%) nor more than thirty-five percent (35%) of its fair cash or sales value; requiring the ratio of assessed values to fair cash values to be determined each year by the Oklahoma Tax Commission in the manner herein authorized; requiring county clerks and county assessors to make certain records and reports, and prescribing the duties of such officials and of county boards of equalization, the Oklahoma Tax Commission, the State Treasurer, the State Board of Equalization, and State Board of Education, in connection herewith; providing for notice by tax commission to counties and other officials as to minimum assessment ratio requirements; providing penalties for counties failing to meet said minimum assessment requirements within the time herein provided by requiring, as to such counties, that the Oklahoma Tax Commission and the State Treasurer withhold five percent (5%) of all funds and monies allocable to any such county, and political subdivisions thereof, for each one percent (1%) (disregarding fractions of a percent) that the real property in such county is under-assessed; prescribing period for which funds withheld must be held in suspense and for the disposition thereof; making it the mandatory duty of the county officials involved, the Oklahoma Tax Commission, the State Treasurer, the State Board of Education and the State Board of Equalization to carry out the provisions of this Act; authorizing the Oklahoma Tax Commission to prescribe forms, and

make rules and regulations necessary to carry out the provisions hereof; making provisions hereof severable; repealing laws in conflict herewith; 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 305—Public Lands.

HB 546—Penal Institutions—To Appropriations and Budget by previous order.

HB 785—Judiciary.

WITHOUT RECOMMENDATION:

SB 144, as amended—Judiciary—Removing names of Sandlin, Dacus, Boecher, Cartwright (Bryan), Field, McColgin and Stipe as co-authors.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 644, **SCR 18**, **SBs 200**, **236**, **288** and **312** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 644**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 18** and Engrossed **SBs 200**, **236**, **288** and **312** were each properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 153**, as amended.

HAs to **SB 153** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 153, page 10,

Line 2, By striking **SECTION 16**, (Emergency Clause) and making **TITLE** conform.

AMENDMENT NO. 2. Page 2, **SECTION 1**, Subsection b, Line 9, By striking the words "less than" following the word "is" and before the word "One" and on Line 10 after the figures "\$150.00" and before the word "monthly" add the words "or less."

AMENDMENT NO. 3. Page 2, Line 33½, By adding a new **SECTION 3**, to read as follows:

"**SECTION 3.** Each employer may retain two percent (2%) of any taxes withheld to reimburse such employer for his expense."

And renumber the remaining **SECTIONS** accordingly.

AMENDMENT NO. 4. Page 3, **SECTION 3**, Line 21, after the word "has" and before the word "reason" add the word "justifiable."

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 725**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 520**, **540** and **541**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

As provided under the Wilson (Beckham) motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p.m. tomorrow.

Eighty-second Legislative Day

Wednesday, May 27, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Berrong, Cartwright (Seminole), Cowden, Herndon, Morford, Pitcher, Sandlin, Stipe, Tipps.—10.

The President Pro Tempore declared a quorum present.

Senator Grantham asked unanimous consent that Helen, daughter of Senator Hope, be made an Honorary Journal Clerk, and that his son, Tommy, be made an Honorary Page, for this legislative day, which was the order.

Senator Miskovsky introduced Jill and Peter Jenson of Minden, Nebraska, and asked that Jill be made an Honorary Journal Clerk and that Peter be made an Honorary Page, for this legislative day, which was the order.

By unanimous consent, upon request of Senator Land, his guests, Jen Fife, Bettye Holden, Frances Quetons Spraker, Loucille Canard, and Helen Walter, of the Chi-Bi-A-Bans, an Indian organization of Tulsa, together with their Director, Mrs. Gilbert, were invited to appear before the Senate where they en-

tertained with two lovely songs, beautifully rendered.

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 323—Education — Coauthored by Breeden, Mahan and McClendon.

HJR 517—Education — To Constitutional Amendments, Initiative and Referendum and Code Revision by previous order.

HB 823—Education — To Appropriations and Budget by previous order.

WITHOUT RECOMMENDATION:

SJR 29—Education — To Appropriations and Budget by previous order.

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.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 333—County Government.

HB 687—Planning and Resources.

HB 796—Public Health.

HB 818—Appropriations and Budget.

HB 830—Labor Relations.

HB 839—Education.

HB 919—Education.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Field moved to reconsider the vote by which **SB 206** passed.

GENERAL ORDER

SB 213, by Shoemake and Hamilton, was read and considered.

Upon motion of Senator Shoemake, **SB 213** was advanced to engrossment.

Upon motion of Senator Shoemake, 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:

Aye: Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Allen, Berrong, Cartwright (Seminole), Cowden, Herndon, Morford, Pitcher, Sandlin, Stipe, Tipps.—10.

Not Voting: Baldwin, Harris, Payne.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Allen, Berrong, Cartwright (Seminole), Cowden, Herndon, Morford, Pitcher, Sandlin, Stipe, Tipps.—10.

Not Voting: Baldwin, Harris, Payne.—3.

The emergency was declared passed.

SB 213 was referred for engrossment.

GENERAL ORDER

HB 737, by Larason, et al, was read and considered.

Senators McSpadden, Breeden, Dacus, McColgin and Cobb asked to be made co-authors of **HB 737**, which was the order.

Upon motion of Senator McSpadden, **HB 737** was advanced to engrossment.

Upon motion of Senator McSpadden, the rules of the Senate were suspended, and **HB 737** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 737 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Berrong, Cartwright (Seminole), Cowden, Herndon, Morford, Pitcher, Sandlin, Stipe, Tipps.—10.

Not Voting: Cartwright (Bryan), Cobb, Hall, Hope.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King,

Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Berrong, Cartwright (Seminole), Cowden, Herndon, Morford, Pitcher, Sandlin, Stipe, Tipps.—10.

Not Voting: Cartwright (Bryan).—1.

The emergency was declared passed.

HB 737 was referred for engrossment.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 17** and **18**.

The above numbered Resolutions were referred for enrollment.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCRs 15** and **16**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 18** and **21**.

The above numbered Resolutions were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 542, 544, 545** and **546**.

By unanimous consent, upon request of Senator Kerr **HCR 542** was taken up for immediate consideration, read at length as follows and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 542.—By Willis (Jackson) of the House and Kerr of the Senate.

A CONCURRENT RESOLUTION TAKING NOTICE OF THE ACHIEVEMENTS OF THE JOURNALISM CLASS OF ALTUS HIGH SCHOOL; CONGRATULATING THE STUDENTS

AND DIRECTOR OF THAT CLASS ON WINNING THE ANNUAL OKLAHOMA CITY TIMES "TIMES FOR TEENS" EDITING WORKSHOP CONTEST; AND DIRECTING THE DISTRIBUTION OF COPIES OF THIS RESOLUTION.

WHEREAS, The Journalism Department of Altus High School, Altus, Oklahoma, won the annual "Times for Teens" Editing Workshop, a journalism project and contest for high school journalism classes sponsored each year by the Oklahoma City Times, for their entry of February 4, 1959; and

WHEREAS, Nineteen of Oklahoma's better high school Journalism Departments were entered in this contest, in which journalism work done by high school students under the supervision of their regular journalism teacher or director is judged by the exacting professional standards of commercial journalism; and

WHEREAS, The Journalism Department of Altus High School has also previously won this award, which was presented in the form of a plaque to Altus High School on May 12, 1959; and

WHEREAS, This Award reflects a degree of industry and ability on the part of the students, and a level of training and supervision on the part of school authorities, which reflect great credit on the Altus School system and on the youth of that City, and are therefore worthy of the notice and commendation of the Legislature of this Sovereign State.

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

That Mrs. Weldon Ferris, the Director, and Ellen McAskill, Paula Hagain, Glenda Hoover, Mike Parrent and Max

Logan, the Editors, and the other students in the Journalism Department of Altus High School are hereby officially commended for the achievement referred to in this Resolution, and the hard work and high level of skill reflected in that achievement, and are hereby congratulated on this well-deserved honor; and

BE IT FURTHER RESOLVED that properly prepared copies of this Resolution be presented to Altus High School and mailed to the Oklahoma City Times and to the Altus Times Democrat, Altus, Oklahoma.

HCR 542 was properly signed and ordered returned to the Honorable House.

By unanimous consent, upon request of Senator Grantham, **HCR 545** was taken up for immediate consideration, following which Senators Mahan and McSpadden asked to be made co-authors, which was the order.

HCR 545, as co-authored, was read at length as follows and adopted upon motion of Senator Grantham:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 545—By Howe and Craig of the House and Grantham, Mahan and McSpadden of the Senate.

A CONCURRENT RESOLUTION COMMENDING LEWIS A. MAXWELL FOR HIS MANY CONTRIBUTIONS TO GOOD CITIZENSHIP AND ACTIVITIES AS PRESIDENT OF THE OKLAHOMA JUNIOR CHAMBER OF COMMERCE.

WHEREAS, Lewis A. Maxwell, Ponca City, has served with great distinction and honor since his election May, 1958, as State President of the Oklahoma Junior Chamber of Commerce; and

WHEREAS, This young native of Oklahoma has through this high office unselfishly given of his time and abilities, traveling over 31,000 miles in a period of one year to capably fulfill his many responsibilities; and

WHEREAS, This outstanding Citizen,

listed in "Who's Who in Oklahoma For 1958," has sparked to great success through his chairmanship of such vital programs as the Kay County Muscular Dystrophy Campaign, the Cherokee Strip Celebration, and has participated in "June Dairy Month" promotion, Chamber of Commerce Economics Class, and Chamber of Commerce Membership drive; and

WHEREAS, Lewis Maxwell attended Oklahoma State University and Tulsa University, served in World War II as a Lieutenant and in the Korean War as a Captain with Oklahoma's 45th Division, is a Steward in the First Methodist Church of Ponca City and a 32nd Degree Mason.

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

SECTION 1. That Lewis A. Maxwell, State President of the Oklahoma Junior Chamber of Commerce be hereby extended the official recognition of this Assembly for his many unselfish civic contributions; and further, that we do hereby highly commend him for his distinguished and honorable service as the 1958-59 State Jaycee President.

SECTION 2. That a duly certified copy of this Resolution be forwarded to Mr. Lewis A. Maxwell, Ponca City, as an expression of the sentiments contained therein.

HCR 545 was properly signed and ordered returned to the Honorable House.

By unanimous consent, upon request of Senator Miskovsky, **HCR 546** was taken up for immediate consideration, following which he asked to be made a coauthor, which was the order.

HCR 546, as co-authored, was read at length as follows, and adopted upon motion of Senator Miskovsky:

ENGROSSED HOUSE CONCUR-

RENT RESOLUTION NO. 546—By McCarty of the House and Miskovsky of the Senate.

A CONCURRENT RESOLUTION RELATING TO A STUDY OF SALES FINANCE AND LOAN LAWS; AUTHORIZING AND DIRECTING THE EXECUTIVE COMMITTEE, STATE LEGISLATIVE COUNCIL, TO CREATE A SPECIAL COMMITTEE OF SAID COUNCIL FOR THE PURPOSE OF STUDYING CONSUMER FINANCE, USURY, SALES FINANCE AND ALLIED LAWS; AND DIRECTING SAID SPECIAL COMMITTEE TO SUBMIT A REPORT OF FINDINGS AND LEGISLATIVE RECOMMENDATIONS TO THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL.

WHEREAS, consumer finance, usury, sales finance and allied laws are of vital concern to the people of Oklahoma; and

WHEREAS, effective regulation and supervision of the loan industry is essential if the business is to be conducted on a high plane and in the best interests of the public; and

WHEREAS, economic conditions fluctuate rapidly and said conditions have changed greatly since Oklahoma's present loan laws were enacted; and

WHEREAS, effective regulation and supervision of the loan business with State sanction of adequate but fair interest charges is essential both to the industry and to the general public; and

WHEREAS, uniform and model acts have been prepared and enacted in a number of states; and

WHEREAS, within the limits of constitutional provisions, it is the duty of the Legislature to regulate interest charges and allied activities of the loan industry; and

WHEREAS, a comprehensive study of this subject will require many months of careful study, analyses and public hearings:

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

SECTION 1. The Executive Committee, State Legislative Council, is hereby authorized and directed to create a five-member special committee, to be composed of three members of the House of Representatives and two members of the Senate, for the purpose of reviewing, studying, analyzing and evaluating the laws of this State relating to consumer finance, usury, sales finance, and allied laws and for studying model and uniform laws and the laws of other states on said subjects.

SECTION 2. The special committee shall, on or before the first day of October, 1960, submit its final report of findings, together with legislative recommendations to the Executive Committee of the State Legislative Council.

HCR 546 was properly signed and ordered returned to the Honorable House.

By unanimous consent, upon request of Senator Wilson (Greer), **HCR 544** was taken up for immediate consideration, read at length as follows, and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 544—By Bower, Camp, Graves and Fuller of the House and Morford, Wilson (Greer) and Bailey of the Senate.

A RESOLUTION RELATING TO THE COMMERCIAL LAWS OF THIS STATE; DIRECTING THE EXECUTIVE COMMITTEE, STATE LEGISLATIVE COUNCIL, TO APPOINT A SPECIAL COMMITTEE TO STUDY, REVIEW, AND ANALYZE THE PRESENT LAWS OF THIS STATE RELATING TO COMMERCIAL TRANSACTIONS, TO EXAMINE THE IMPACT WHICH THE ADOPTION OF THE UNIFORM COMMERCIAL CODE WOULD HAVE UPON PRESENT OKLAHOMA

CASE AND STATUTORY LAW, AND TO PREPARE A RECOMMENDED COMMERCIAL CODE FOR SUBMISSION TO THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL AND TO THE TWENTY-EIGHTH OKLAHOMA LEGISLATURE.

WHEREAS, during the past several years proposals have been made for a Federal Sales Act to govern all interstate sales transactions; and

WHEREAS, the enactment of such Federal legislation would effect a further encroachment upon states' rights; and

WHEREAS, modern and effective state laws on commercial transactions will serve as a deterrent to the enactment of such Federal legislation; and

WHEREAS, Oklahoma has experienced a rapid industrial and commercial growth in recent years and it appears that in the coming decade it is likely that commerce may greatly increase in comparative importance in the Oklahoma economy; and

WHEREAS, a sound system of commercial law will facilitate commerce by providing stability to commercial transactions and such a system would greatly aid the orderly, sound and speedy development of the Oklahoma business community; and

WHEREAS, many business transactions are conducted across state lines and without regard to state lines and therefore it is highly desirable that there be uniform laws among the several states governing commercial transactions; and

WHEREAS, The National Conference of Commissioners on Uniform State Laws and the American Law Institute have been working together for almost a decade to draft the Uniform Commercial Code which is intended to be a comprehensive and integrated code covering commercial transactions and is intended to replace the Uniform Negoti-

able Instruments Law, which was promulgated by the Commissioners on Uniform State Laws in 1896; the Uniform Warehouse Receipts Act, promulgated in 1906; the Uniform Sales Act, promulgated in 1906; the Uniform Bills of Lading Act, promulgated in 1909; the Uniform Stock Transfer Act, promulgated in 1909; and the Uniform Trust Receipts Act, promulgated in 1933; and

WHEREAS, Oklahoma's commercial laws are inadequate to meet the problems of modern day commerce and, as such, deter the industrial growth of this State:

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

SECTION 1. The Executive Committee, State Legislative Council, is hereby directed to appoint a special committee of said Council, to be known as the "Special Committee on Commercial Law," to study, review and analyze the present laws of this State relating to commercial transactions, to examine the impact which the adoption of the Uniform Commercial Code would have upon present Oklahoma case and statutory law, and to prepare a recommended commercial code for submission to the Executive Committee of the State Legislative Council and the Twenty-eighth Oklahoma Legislature.

SECTION 2. The Special Committee on Commercial Law is hereby directed to enlist the cooperation and assistance of all public and private groups in carrying out the objectives of this Resolution.

HCR 544 was properly signed and ordered returned to the Honorable House.

Senators Sandlin and Cartwright (Seminole) asked to be recorded present, which was the order.

RESOLUTION

By unanimous consent, upon request of Senator Dacus, **SCR 19** was introduced, read at length as follows, adopted upon his motion and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 19—By Dacus and Field of the Senate and Metcalf of the House.

A CONCURRENT RESOLUTION TAKING NOTE OF THE CHAMPIONSHIP WON BY THE GOTEBO HIGH SCHOOL BASEBALL TEAM, THE "HORNETS"; CONGRATULATING THE COACH AND MEMBERS OF THE TEAM ON WINNING TWO STATE CHAMPIONSHIPS AND COMMENDING THEM ON THE EFFORTS AND TALENTS WHICH MADE THESE ACCOMPLISHMENTS POSSIBLE; AND DIRECTING THE DISPOSITION OF COPIES OF THIS RESOLUTION.

WHEREAS, the Gotebo High School Baseball Team, Gotebo, Oklahoma, won the Class C High School Baseball Championship of the State of Oklahoma on Thursday, May 14; and

WHEREAS, the same Gotebo "Hornets" won the fall baseball championship of the Class C schools in Oklahoma in the fall of 1958 with the same high level of team work and brilliant individual effort and the same sound coaching which characterizes their championship campaign of this spring; and

WHEREAS, such a sustained series of accomplishments gives unmistakable evidence of the willingness of the team members and the coach to make great and arduous efforts over a long period of time to improve themselves as baseball players and as a team; and

WHEREAS, the winning of two State championships by a small school such as Gotebo is unmistakable evidence of the solid support of the school and community, and reflects that hearty frontier spirit on which the growth and

progress of Southwestern Oklahoma has always been solidly founded; and

WHEREAS, it is therefore appropriate for the duly elected Senators and Representatives of the people of this sovereign State to take note of the achievements referred to in this Resolution, since they reflect creditably on the high school athletes of our entire State.

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

That Herman Humphries, Coach, Burl Frank, Lamar Frank, Johnny Lloyd Goodwin, Adolph Paukei, Orville Paukei, Max Hoover, Eddie Max Schmidt, Jimmy Geis, Dennis Scott, Jeff Venard, Duane Johnson, Johnny Lee McCormic, Winston Barton and Bill Leinen, players, and the student body and faculty of Gotebo High School are hereby heartily congratulated on winning their second straight Class C Baseball Championship, and are hereby officially commended by the Legislature of their State for the fine sportsmanship and team effort displayed throughout these campaigns; and

BE IT FURTHER RESOLVED that properly prepared copies of this Resolution be mailed to the players named herein, Coach Humphries, and to the Superintendent of Schools of Gotebo, Oklahoma.

Senator Fine asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 313, by Trent of the Senate and Inman and Cooksey of the House, was read and considered.

Senator Trent asked unanimous consent that the enacting clause to **SB 313** be ordered stricken, which was the order.

Upon motion of Senator Trent, **SB 313**, as amended, was advanced to engrossment.

Upon motion of Senator Trent, the rules of the Senate were suspended, and **SB 313**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 313 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breen, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Berrong, Cowden, Fine, Herndon, Morford, Pitcher, Stipe, Tipps.—9.

Not Voting: Cartwright (Seminole), Hope, Miskovsky.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breen, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Berrong, Cowden, Fine, Herndon, Morford, Pitcher, Stipe, Tipps.—9.

Not Voting: Cartwright (Seminole), Miskovsky.—2.

The emergency was declared passed.

SB 313, as amended, was referred for engrossment.

RESOLUTION

By unanimous consent, upon request of Senator McSpadden, **SR 46** by McSpadden, Collins and Mahan, was introduced following which Senators Grantham, Shoemake, Baldwin, Cobb, Miskovsky, and Bailey asked to be made co-authors, which was the order.

SR 46, as co-authored, was read at length as follows, adopted upon motion of Senator McSpadden and referred for enrollment:

SENATE RESOLUTION NO. 46—By McSpadden, Collins, Mahan, Grantham, Shoemake, Baldwin, Cobb, Miskovsky and Bailey.

A RESOLUTION COMMENDING AND CONGRATULATING JIM GRAHAM, AUBREY DOOLEY AND J. D. MARTIN FOR THEIR ASTOUNDING ATHLETIC ACHIEVEMENT IN BEING THE FIRST COLLEGIATE TRIO IN HISTORY EVER TO TOP THE 15 FOOT POLE VAULT MARK IN A SINGLE MEET.

WHEREAS, On May 19, 1959, sporting history was made in Norman, Oklahoma, when Jim Graham and Aubrey Dooley, the vaulting twins from Oklahoma State University, and J. D. Martin, top bar man from Oklahoma University, became the first collegiate trio in history ever to soar over the 15 foot pole vault mark in a single meet; and

WHEREAS, During that record breaking meet, both Graham and Dooley cleared an astounding 15.5 feet to push into a tie for fifth place on the all-time world vaulting lists, their combined 30 feet and 10 inches becoming the best ever by two college teammates; and

WHEREAS, Martin, the O. U. high-flyer, sailed into seventh place on the roster of all-time best vaulters and his 15.3¾ mark ties him for fourth spot in the collegiate ranks; and

WHEREAS, This amazing display of

Oklahoma athletic power becomes more awesome when one realizes that including Graham, Dooley and Martin, only fifteen men in world history have ever cleared the 15 foot mark.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF OKLAHOMA:

SECTION 1. That Jim Graham, Aubrey Dooley of Oklahoma State University, and J. D. Martin of Oklahoma University be hereby extended the official commendation of this Legislative Body for their astounding athletic achievement recorded on May 19, 1959, at Norman, Oklahoma, when they became the first collegiate trio in history ever to pole vault over 15 feet in a single meet.

SECTION 2. That said three Oklahoma Athletes be further congratulated upon being in that select circle of "Fifteen" which bring great glory and honor not only to themselves, but to their families, schools and the State of Oklahoma.

SECTION 3. That duly certified copies of this Resolution be sent to Jim Graham and Aubrey Dooley at Oklahoma State University; to J. D. Martin at Oklahoma University; and to Mr. J. I. Graham, 1242 E. 5th Street, Tulsa, Oklahoma.

Senators Fine and Pitcher asked to be recorded present, which was the order.

Senators Dacus, Sandlin and Trent asked to be shown excused until such time as they return to the Chamber, which was the order.

GENERAL ORDER

HB 724. by Shoemake, et al of the House and Mahan of the Senate, was read and considered.

Upon motion of Senator Mahan, **HB 724** was advanced to engrossment.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **HB 724** was considered engrossed and

placed upon third reading and final passage.

THIRD READING

HB 724 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Ritzhaupt, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Berrong, Cowden, Dacus, Herndon, Morford, Sandlin, Stipe, Tipps, Trent.—10.

Not Voting: Boecher, Collins, Harris, Pazoureck.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Ritzhaupt, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Berrong, Cowden, Dacus, Herndon, Morford, Sandlin, Stipe, Tipps, Trent.—10.

Not Voting: Boecher, Collins, Harris, Pazoureck.—4.

The emergency was declared passed.

HB 724 was referred for engrossment.

Senators Sandlin and Dacus asked to be recorded present, which was the order.

GENERAL ORDER

SJR 19, by Hall, Boecher, Allen, Collins, McClendon, Cobb, Dacus, Cowden, Herndon, Walker, Fine, Hope, Cart-

wright (Bryan), Field, Wilson (Greer), Sandlin, McColgin, Tipps, Bailey, McSpadden and Breeden of the Senate and Cole, et al of the House, was read and considered.

Upon motion of Senator Hall, **SJR 19** was advanced to engrossment.

Upon motion of Senator Hall, the rules of the Senate were suspended, and **SJR 19** was considered engrossed and placed upon third reading and final passage.

Senators Cobb, Fine, Field, Cartwright (Bryan), Wilson (Greer), Walker and Collins asked to have their names removed from **SJR 19** as co-authors, which was the order.

Senator Miskovsky asked unanimous consent to be made a co-author of **SJR 19**, which was the order.

Senator Breeden moved to reconsider the vote by which **SJR 19** was considered engrossed and placed upon third reading and final passage.

Senator Miskovsky moved that the Breeden motion lie on the table, which motion was declared failed of adoption.

The vote occurring on the Breeden motion, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Breeden, Carrier, Cobb, Collins, Easterly, Field, Fine, Grantham, Hamilton, Harris, Hope, Kerr, Land, McColgin, Payne, Wilson (Greer).—16.

Nay: Bailey, Baldwin, Boecher, Cartwright (Bryan), Dacus, Garvin, Hall, King, McSpadden, Mahan, Miskovsky, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham).—18.

Excused: Allen, Berrong, Cowden, Herndon, Morford, Stipe, Tipps, Trent.—8.

Not Voting: Cartwright (Seminole), McClendon.—2.

Senator Breeden asked unanimous

consent, which was granted, that his name be removed from **SJR 19** as co-author.

THIRD READING

SJR 19 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Bailey, Dacus, Grantham, Hall, Hamilton, McClendon, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Walker.—15.

Nay: Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Easterly, Field, Fine, Garvin, Harris, Hope, Kerr, King, Land, McColgin, Ritzhaupt, Wilson (Beckham), Wilson (Greer).—20.

Excused: Allen, Berrong, Cowden, Herndon, Morford, Stipe, Tipps, Trent.—8.

Not Voting: Cartwright (Seminole).—1.

The Resolution was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Miskovsky moved to reconsider the vote by which **SJR 19** failed of passage.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Ritzhaupt, the Conference Report on **HB 688** was declared adopted.

HB 688, 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:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoe-

make, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Berrong, Cowden, Herndon, Stipe, Tipps, Trent.—7.

Not Voting: Cartwright (Seminole), Collins, McSpadden, Sandlin.—4.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breed-en, Carrier, Cartwright (Bryan), Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Berrong, Cowden, Herndon, Stipe, Tipps, Trent.—7.

Not Voting: Cartwright (Seminole), Collins, McSpadden, Sandlin.—4.

The emergency was declared passed.

HB 688, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senators Cartwright (Bryan) and Harris asked to be shown excused until such time as they return to the Chamber, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 33, 107, 115, 137, 161, 207, 208, 220, 273** and **SJR 16**, each as amended.

HAs to **SB 220** read as follows, and concurred in upon motion of Senator Field:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 220, Page 1, SECTION 1, Subsection (b), Line 25½, after the word "conduct" and before the semi-colon, insert the following: "or who has been guilty of a violation of the narcotic laws of any State or the Federal Government."

AMENDMENT NO. 2. Page 1, SECTION 1, Subsection (c), Line 27½, by adding after the word "institutional" and before the word "training" the following words: "or educational."

AMENDMENT NO. 3. Page 1, SECTION 1, Subsection (c), Line 30½, following the period after the word "training" by adding a new Subsection (d) as follows:

"(d) no such applicant shall be licensed in this State who is not a citizen of the United States."

SB 220, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breed-en, Carrier, Cartwright (Seminole), Cobb, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Pitcher, Shoemake.—2.

Excused: Allen, Berrong, Cartwright (Bryan), Cowden, Dacus, Harris, Herndon, Morford, Stipe, Tipps, Trent.—11.

Not Voting: Collins.—1.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breed-en, Carrier, Cartwright (Seminole), Cobb, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Pitcher, Shoemake.—2.

Excused: Allen, Berrong, Cartwright

(Bryan), Cowden, Dacus, Harris, Herndon, Morford, Stipe, Tipps, Trent.—11.

Not Voting: Collins.—1.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

HA to SJR 16 read as follows, rejected upon motion of Senator Hamilton, conference requested and referred to General Conference Committee on appropriations to be appointed:

AMENDMENT NO. 1. Amend En-grossed Senate Resolution No. 16, Page 1, the **TITLE** thereof by striking all of said Title and inserting in lieu therefor "A RESOLUTION TO SELL CERTAIN LANDS TO THE CHOCTAW BOY SCOUTS."

Senator Dacus asked to be shown present, which was the order.

HAs to SB 107 read as follows, and concurred in upon motion of Senator Wilson (Beckham):

AMENDMENT NO. 1. Amend En-grossed Senate Bill No. 107, Page 1, by adding "MEACHAM" of the House as Co-Author of the Bill.

AMENDMENT NO. 2. Page 1, Section 1 (Subsection E), Line 22, by inserting after the word "State" and before the word "when" the following: "(1)" and Line 24, after the word "State" change the period to a comma and add the following: "or (2) when it is used in any manner in connection with the sale or advertising of services in this State."

AMENDMENT NO. 3. Page 2, Section 2, Subsection (e), Line 7, by adding after the word "goods" and before the word "of" the words "or services" and Line 9, by adding after the word "goods" and before the word "of" the words "or services"

SB 107, as amended by the Honorable House, was read at length.

On question of passage of bill, as

amended, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hope, Kerr, King, Land, McClendon, McCollgin, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Hamilton, McSpadden.—2.

Excused: Allen, Berrong, Cartwright (Bryan), Cowden, Harris, Herndon, Morford, Stipe, Tipps, Trent.—10.

Not Voting: Hall, Sandlin.—2.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

HAs to SB 208 read as follows, and concurred in upon motion of Senator Hope:

AMENDMENT NO. 1. Amend En-grossed Senate Bill No. 208, by adding the following members of the House as co-authors: "HAM and DANIEL"

AMENDMENT NO. 2. Page 1, Section 2, Subsection A, line 15, by inserting a "comma" after the word "Machinery" and before the word "shall" and adding the following language: "registered under this Act,"

AMENDMENT NO. 3. Page 1, Section 2, Subsection D, line 29, by inserting after the word "REGISTRATION" the following language: "Owners of qualifying equipment hereunder may elect to register such equipment either under this Act or under the Motor Vehicle License and Registration Act."

AMENDMENT NO. 4. Page 2, Section 2, Subsection F, line 19, by inserting a "comma" after the word "Act" and before the word "shall" and add the following language: "and registered under this Act,"

SB 208, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Berrong, Cartwright (Bryan), Cowden, Harris, Herndon, Morford, Stipe, Tipps, Trent.—10.

Not Voting: Boecher, Easterly, Hall, Shoemake.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Berrong, Cartwright (Bryan), Cowden, Harris, Herndon, Morford, Stipe, Tipps, Trent.—10.

Not Voting: Boecher, Easterly, Hall, Shoemake.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Mahan presiding.

HA to SB 273 read as follows, rejected upon motion of Senator Hope, conference requested and referred to General Conference Committee on Appropriations to be appointed:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 273, Page 1, Section 5, Lines 35, 36, 37, and 38, by striking the emergency clause.

HA to SB 207 read as follows, rejected upon motion of Senator Hope, conference requested and referred to General Conference Committee on Appropriations to be appointed:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 207, Page 1, the TITLE thereof by striking all of said Title and inserting in lieu therefor "AN ACT MAKING AN APPROPRIATION TO THE STATE BOARD OF VOCATIONAL EDUCATION."

HA to SB 137 read as follows, rejected upon motion of Senator Hope, conference requested and referred to General Conference Committee on Appropriations to be appointed:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 137, Page 1, the TITLE thereof, by striking all of said TITLE and inserting in lieu thereof the following:

"AN ACT MAKING APPROPRIATIONS TO THE MENTAL HEALTH BOARD."

HAs to SB 115 read as follows, rejected upon motion of Senator Hope, conference requested and referred to General Conference Committee on Appropriations to be appointed:

AMENDMENT NO. 1 Page 1, amend Engrossed Senate Bill No. 115 by striking all of said TITLE and inserting in lieu therefor "AN ACT FIXING SALARIES OF COURT REPORTERS."

AMENDMENT NO. 2. Page 1, Section 1, line 13 amend by adding after the words "Pleas Courts," the following:

"the Corporation Commission."

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 23, after the word "established" add the following language: "*and except in the case of the Corporation Commission, in which case one reporter shall be payable out of the General Rev-*

enue Fund and the remaining reporters shall be payable out of the Oil and Gas Conservation Fund;”

HAs to SB 33 read as follows, rejected upon motion of Senator Hope, conference requested and referred to General Conference Committee on Appropriations to be appointed:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 33, the **TITLE** thereof, by striking all of said Title and inserting in lieu therefor: “**AN ACT APPROPRIATING TO THE CORPORATION COMMISSION.**”

AMENDMENT NO. 2. Page 1, **SECTION 1**, Line 32, by striking “134,500.00” in two places and inserting in lieu therefor “128,196.00”

AMENDMENT NO. 3. Page 1, **SECTION 1**, Line 33, by striking “\$511,290.00” in two places and inserting in lieu therefor “\$504,986.00.”

AMENDMENT NO. 4. Page 1, **SECTION 1**, Line 34, by striking “\$1,024,170.00” in two places and inserting in lieu therefor “\$1,017,876.00”

AMENDMENT NO. 5. Page 2, **SECTION 2**, Line 6, by striking “12,000” in two places and inserting in lieu therefor “10,000”

AMENDMENT NO. 6. Page 2, **SECTION 2**, Line 29, by striking “3,300” and “3,900” and inserting in lieu therefor “6,000” in both columns.

AMENDMENT NO. 7. Page 4, **SECTION 2**, Line 14, by striking “3,300” and “3,900” and inserting in lieu therefor “6,000” in both columns.

AMENDMENT NO. 8. Page 6, **SECTION 7**, Lines 2 through 5, by striking all of said **SECTION**.

HA to SB 161 read as follows, rejected upon motion of Senator Wilson (Greer), conference requested and referred to General Conference Committee on Appropriations to be appointed:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 161, Page 1, the

TITLE thereof by striking all of said Title and inserting in lieu thereof “**AN ACT MAKING AN APPROPRIATION TO THE PAULS VALLEY STATE SCHOOL.**”

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 549**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 551, 582 and 531** and requesting Conferences.

Senator Hope moved that the request of the Honorable House for conferences on Engrossed **HBs 551 and 582** be granted, the bills to be referred to the General Conference Committee on Appropriations, to be appointed, which motion was declared adopted.

Consideration of the request of the Honorable House relative to **HB 531** was deferred for this day.

MOTION TO RECONSIDER VOTE

Senator King asked unanimous consent, which was granted, to withdraw his motion to reconsider the vote by which **SB 284** was passed.

GENERAL ORDER

SB 297, by Miskovsky, was read and considered.

Senator Miskovsky asked unanimous consent, which was granted, to amend **SB 297**, line 13, page 2, by striking the word “and” and inserting the word “or.”

Senator Ritzhaupt moved to amend **SB 297**, line 7, page 2, by inserting after the word “shall” and before the word “be” the word “hereafter,” which amendment was declared adopted.

Senator Pazoureck presiding.

Senator Grantham moved to amend **SB 297**, line 12, page 4, by adding after the word “imprisonment” a new Section

2 and renumbering subsequent sections, said Section to read as follows: "Section 2. The provisions from this act shall not be interpreted to prohibit the appointment hereafter of any person to a County Board of Equalization who is holding office as a member of said Board at the present time."

Senator Miskovsky asked unanimous consent, to which Senator Ritzhaupt objected, that **SB 297** be referred to Committee on Municipal Government.

Senator Mahan moved that **SB 297** be referred to the Committee on County Government.

Senator Ritzhaupt, as a substitute, moved that further consideration of **SB 297** be indefinitely postponed.

Senator Miskovsky, in lieu of all pending motions, moved that **SB 297** be referred to the Committee on Municipal Government.

Senator Miskovsky asked unanimous consent, which was granted, that **SB 297** be stricken from the Calendar.

President Pro Tempore Garvin presiding.

President Pro Tempore Garvin announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Wilson (Beckham) the Senate closed its doors and went into executive session.

*

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

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 12:00 o'clock high noon on tomorrow, 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:

SB 240—Criminal Jurisprudence.

SB 253—Criminal Jurisprudence.

SB 256—Judiciary.

SB 292—Criminal Jurisprudence.

SB 300—Criminal Jurisprudence.

SB 310—State and Federal Government.

SB 321—Criminal Jurisprudence.

HJR 526—State and Federal Government.

HB 510—State and Federal Government.

HB 533—Criminal Jurisprudence.

HB 603—State and Federal Government.

HB 700—Business and Industry.

HB 783—County Government.

DO PASS, as amended:

SB 43—Appropriations and Budget.

HB 578—State and Federal Government—To Appropriations and Budget by previous order.

WITHOUT RECOMMENDATION:

HJR 533—State and Federal Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 19 and **SBs 284** and **298** each correctly engrossed.

Engrossed **SCR 19** and Engrossed **SBs 284** and **298** were each properly signed and ordered transmitted to the Honorable House for consideration.

Senator Cobb asked to be shown excused on the next legislative day and until he is able to return to the Chamber, which was the order.

Senator Boecher asked that the subcommittee appointed on Alcoholic Beverage Tax, composed of Senators Mahan, Miskovsky, Carrier and himself, be shown excused on the next legislative day, which was the order.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SJR 32—By Baldwin of the Senate and McCarty of the House—A Joint Resolution relating to state agencies; taking official notice of the desirability of the use by state agencies of American made steel products meeting certain specifications; directing state agencies to purchase only such products; and directing the disposition of copies of this Resolution; providing for severability; and declaring an emergency.

SB 334—By Grantham of the Senate and Green, Howe and Craig of the House—An Act relating to rules and regulations of state agencies; requiring state agencies, including boards, commissions, departments or offices of the State of Oklahoma, to file copies of their rules and regulations with the Secretary of State and with the librarian; making certain exceptions; providing for adoption of certain material in rules and regulations by reference, under certain conditions; making such filing a condition to the validity of rules and regulations except in case of emergency certified to by the Governor; providing for judicial or official notice to be taken of rules and regulations; providing that copies of rules and regulations certified as correct by the Secretary of State, shall have the same effect as the original; providing for publication and distribution of rules and regulations; and providing for the effective date of this Act.

SB 335—By Field of the Senate and Andrews of the House—An Act relating to elections; amending 26 O. S. 1951, § 24a as amended, and 26 O. S. 1951, § 556a; relating to the compensation of the Secretary and the other members of the county election board and the

compensation of the judge and clerk of the precinct election board; raising the compensation for their respective services in certain counties; and declaring an emergency.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HJR 519**.

The above numbered Enrolled Resolution was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the appointment of the following House members to serve on the **GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS**:

Ruby, Chairman	Levergood
Green, Vice Chairman	Nance
Arrington	Poynor
Bullard	Reneau
Fuller	Roberts
Garrison	Sparger
Hurst	Williams
Larason	(Murray)

President Pro Tempore Garvin having been authorized to appoint Senate Conferees, appointed as the **SENATE CONFERENCE COMMITTEE ON APPROPRIATIONS** the following:

Hope	King
Bailey	Hamilton
Baldwin	Pazoureck
Boecher	Pitcher
Breeden	Shoemake
Cowden	Tipps
Dacus	Trent
Grantham	

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 12:00 o'clock high noon on tomorrow.

Eighty-third Legislative Day

Thursday, May 28, 1959

Pursuant to adjournment, the Senate met at 12:00 o'clock noon and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—27.

Excused: Allen, Berrong, Boecher, Carrier, Cobb, Collins, Dacus, Harris, Herndon, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Tipps, Trent.—17.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Bailey asked unanimous consent that Terry Fountain be made an Honorary Page for this legislative day, which was the order.

By unanimous consent, upon request of Senator Breeden, The Honorable Henry S. Johnston, former Governor of Oklahoma, addressed the members of the Senate, recalling many memories in his public service with the state, as a member of the Constitutional Convention, as President of the first State Senate, and as a member in 1933 and 1935 sessions, and he related some of the reasons for passage of vital measures now a part of the law of this state, and advised on matters he considers of vital importance to be reckoned with at this time.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 724 and 737 and SBs 213 and 313 each correctly engrossed.

SR 46, SCRs 17 and 18 and SJRs 18 and 21 and SB 107 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 724 and 737**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 213 and 313** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 46** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SCRs 17 and 18** were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SJRs 18 and 21** and Enrolled **SB 107**, 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:

SB 303—County Government.

SB 327—County Government.

SB 333—County Government.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 334—State and Federal Government.

SB 335—Privileges and Elections.

SJR 32—Business and Industry.

GENERAL ORDER

SB 152, by Sandlin, was read and considered.

Upon motion of Senator Sandlin, **SB 152** was advanced to engrossment.

Senator Sandlin asked unanimous consent that the rules be suspended, and that **SB 152** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 152 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Cartwright (Bryan), Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Allen, Berrong, Boecher, Carrier, Cobb, Collins, Dacus, Harris, Herndon, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Tipps, Trent.—17.

Not Voting: Cartwright (Seminole).—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Cartwright (Bryan), Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamil-

ton, Hope, Kerr, King, Land, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Allen, Berrong, Boecher, Carrier, Cobb, Collins, Dacus, Harris, Herndon, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Tipps, Trent.—17.

Not Voting: Cartwright (Seminole).—1.

The emergency was declared failed of passage.

SB 152 was referred for engrossment.

Senators Harris and Dacus asked to be recorded present, which was the order.

GENERAL ORDER

HB 815, by McCune, et al, was read and considered.

Upon motion of Senator Land, **HB 815** was advanced to engrossment.

Senator Land asked unanimous consent that the rules be suspended, and that **HB 815** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 815 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham), Wilson (Greer).—23.

Nay: Breeden, Cowden, McSpadden, Walker.—4.

Excused: Allen, Berrong, Boecher, Carrier, Cobb, Collins, Herndon, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Tipps, Trent.—15.

Not Voting: Cartwright (Seminole), Hall.—2.

The bill was declared passed.

Upon motion of Senator Land, the emergency clause to **HB 815** was ordered stricken, and the title amended to conform.

HB 815, as amended, was referred for engrossment.

GENERAL ORDER

HB 685, by Haworth, et al of the House, and Harris and Miskovsky of the Senate, was read and considered.

Senators Harris and Ritzhaupt moved to amend **HB 685**, lines 2 and 3, page 3, by striking the words and figures, "twelve thousand five hundred (12,500)," and inserting the words and figures, "ten thousand (10,000)," which amendment was declared adopted.

Upon motion of Senator Harris, **HB 685**, as amended, was advanced to engrossment.

Senator Harris asked unanimous consent that the rules be suspended, and that **HB 685**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 685 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Cartwright (Bryan) Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Allen, Berrong, Boecher, Carrier, Cobb, Collins, Herndon, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Tipps, Trent.—15.

Not Voting: Cowden, Hall, McColgin.—3.

The bill was declared passed.

By unanimous consent, upon request of Senator Harris, the emergency clause was ordered stricken, and the title was amended to conform.

HB 685, as amended, was referred for engrossment.

Senator Fine asked unanimous consent that the Committee on Revenue and Taxation be instructed to indefinitely postpone consideration of **SB 325**, which was the order.

Senator Shoemaker presiding.

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

GENERAL ORDER

HB 713, by Privett et al, was read and considered.

Senators Sandlin, Breeden and McColgin asked to be made co-authors of **HB 713**, which was the order.

Upon motion of Senator Breeden, **HB 713** was advanced to engrossment.

Senator Breeden asked unanimous consent that the rules of the Senate be suspended and **HB 713** be considered engrossed and placed upon third reading and final passage, which was the order.

President Pro Tempore Garvin presiding.

THIRD READING

HB 713 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Fine, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Walker, Wilson (Beckham), Wilson (Greer).—28.

Excused: Allen, Berrong, Boecher, Carrier, Cobb, Herndon, McClendon,

Mahan, Miskovsky, Morford, Payne, Stipe, Tipps, Trent.—14.

Not Voting: Field, Garvin.—2.

The bill was declared passed.

Senator Breeden asked unanimous consent, which was granted, that the emergency section to **HB 713** be stricken and the title amended to conform.

HB 713, as amended, was referred for engrossment.

Senator Kerr asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Dacus asked to be shown excused until such time as he can return to the Chamber, which was the order.

GENERAL ORDER

HJR 526, by Ham and Daniel, was read and considered.

Upon motion of Senator Hope, **HJR 526** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended and **HJR 526** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 526 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Bailey, Breeden, Cartwright (Seminole), Collins, Cowden, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—25.

Excused: Allen, Berrong, Boecher, Carrier, Cobb, Dacus, Herndon, Kerr, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Tipps, Trent.—16.

Not Voting: Baldwin, Cartwright (Bryan), Field.—3.

The Resolution was declared passed.

HJR 526 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 783, by McCune et al of the House and Land of the Senate, was read and considered.

Upon motion of Senator Land, **HB 783** was advanced to engrossment.

Senator Land asked unanimous consent that the rules of the Senate be suspended and **HB 783** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 783 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Hamilton.—1.

Excused: Berrong, Boecher, Carrier, Cobb, Dacus, Kerr, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Trent.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Hamilton.—1.

Excused: Berrong, Boecher, Carrier, Cobb, Dacus, Kerr, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Trent.—13.

The emergency was declared passed.

HB 783 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 808—By Forsythe—An Act relating to professions and occupations; amending 59 O. S. 1951, §§ 683, and 690 as amended which provide respectively for reciprocity with other states on veterinarian's practice and veterinarians' licenses and fees, by raising veterinarian's reciprocity fee to Fifty Dollars (\$50.00), and examination fees to Twenty-five Dollars (\$25.00); and declaring an emergency.

HB 779 — By Shoemake, Wheatley, Mountford, Taliaferro, Cox, Langley and Sparger—An Act relating to crimes and punishments; prohibiting solicitations of any valuable consideration from subordinates by state officers; making violation a misdemeanor and providing for forfeiture of office upon conviction; excepting nonpolitical charitable and benevolent solicitations; providing for severability; and declaring an emergency.

HB 807—By Bond (Stephens) — An Act relating to joint control by sureties and others of money and other assets, for which sureties and others are or may be held responsible; permitting agreement between such sureties and others concerning the deposit thereof; and declaring an emergency.

HB 845—By Fuller of the House and Berrong of the Senate—An Act relating to insurance; amending Subsection D, Section 1115, Article 11, Title 36, Page 259, Oklahoma Session Laws 1957 (38 O. S. Supp. 1957, § 1115 D), which

appropriates certain taxes to the office of insurance commissioner for enforcement and administration activities until July 1, 1961, by imposing a tax on certain insurance policies issued by certain unauthorized insurers; requiring certain reports with respect to such policies; making the insured liable for such taxes upon such policies purchased through such unauthorized sources; providing for severability; and declaring an emergency.

HB 846—By Fuller of the House and Berrong of the Senate—An Act relating to insurance; amending Section 1116, Article 11, Title 36, Page 259, Oklahoma Session Laws 1957 (36 O. S. Supp. 1957, § 1116), which provides a penalty on brokers for failure to remit certain taxes, by providing a penalty for insurance purchasers failing to remit certain taxes prescribed on insurance issued by certain unauthorized insurers and directing revenue therefrom to general fund; and declaring an emergency.

HB 856—By Shoemake and Howard of the House and Tipps of the Senate—An Act relating to motor vehicles; exempting military convoys from municipal traffic regulation and giving them right-of-way with certain exceptions; prescribing restrictions on such convoys; providing for severability; and declaring an emergency.

HB 857—By Williams (Murray)—An Act relating to liquefied petroleum gas; requiring persons engaged in certain businesses to secure registration permits from the State Liquefied Petroleum Gas Administration; requiring certain insurance coverage as a condition to the issuance of a registration permit under Chapter 8, Title 52, S. L. 1953 as amended and making certain exceptions; amending Section 4, Chapter 8, Title 52, S. L. 1953, as amended; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 19**.

The above numbered bills and/or resolutions were referred for enrollment.

GENERAL ORDER

HB 814 by McCune et al of the House and Miskovsky of the Senate, was read and considered.

Senator Land asked to be made a co-author of **HB 814**, which was the order.

Upon motion of Senator Land, **HB 814** was advanced to engrossment.

Senator Land asked unanimous consent that the rules of the Senate be suspended and **HB 814** be considered engrossed and placed upon third reading and final passage, which was the order.

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

THIRD READING

HB 814 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Herndon, Hope, King, Land, McSpadden, Pazour-
eck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Walker, Wilson (Beckham), Wilson (Greer).—27.

Excused: Berrong, Boecher, Carrier, Cobb, Kerr, McClendon, Mahan, Miskovsky, Morford, Payne, Stipe, Trent.—12.

Not Voting: Fine, Grantham, Harris, McColgin, Tipps.—5.

The bill was declared passed.

Senator Land asked unanimous consent, which was granted, that the emergency section to **HB 814** be stricken and the title amended to conform.

HB 814, as amended, was ordered referred for engrossment.

GENERAL ORDER

HB 569, by Judiciary Committee, was read and considered.

Upon motion of Senator Grantham, **HB 569** was advanced to engrossment.

Senator Grantham asked unanimous consent that the rules be suspended and **HB 569** be considered engrossed and placed upon third reading and final passage.

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:

Aye: Bailey, Baldwin, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Hope, King, Land, McColgin, McSpadden, Payne, Pazour-
eck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Nay: Collins.—1.

Excused: Berrong, Boecher, Carrier, Cobb, Kerr, McClendon, Mahan, Miskovsky, Morford, Stipe, Trent.—11.

Not Voting: Allen, Garvin, Hall, Harris, Herndon, Pitcher.—6.

The bill was declared passed.

HB 569, as amended, was referred for engrossment.

RESOLUTION

Senator Shoemake asked unanimous consent, which was granted, to introduce the following Resolution which was read at length, adopted upon his motion and ordered referred for enrollment:

SENATE RESOLUTION NO. 47—By Shoemake.

A RESOLUTION TAKING COGNIZANCE OF THE DESIRABILITY OF STUDY OF THE ALCOHOLIC BEVER-

AGE TAX LAWS, ADMINISTRATION, AND EXPERIENCE OF THE STATES OF MISSOURI, ARKANSAS, KANSAS AND TEXAS; AUTHORIZING THE PRESIDENT PRO TEMPORE TO APPOINT A COMMITTEE OF SIX (6) TO TRAVEL TO THOSE STATES, MAKE SUCH A STUDY, AND REPORT THEREON; AND AUTHORIZING REIMBURSEMENT OF SAID COMMITTEE'S EXPENSES.

WHEREAS, the State Senate, through its Judiciary and Revenue and Taxation Committees, is presently analyzing **HB 825**, pertaining to the regulation and taxation of the sale of alcoholic beverages; and

WHEREAS, one of the most controversial aspects of this highly important legislation is the problem of the proper rate and administration of a tax on alcoholic beverages; and

WHEREAS, the neighboring states of Missouri, Arkansas, Texas and Kansas have all had experience in the regulation and taxation of the sale of alcoholic beverages, and their various statutory provisions on this subject vary considerably; and

WHEREAS, it would therefore be extremely beneficial to the State Senate and the people of Oklahoma for the Senate and the above named committees to have the benefit of a study of the alcoholic tax laws of the above named states.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The President Pro Tempore of the State Senate is hereby authorized and directed to appoint a subcommittee of six (6) members of the Judiciary and Revenue and Taxation Committees for the purpose of making the study referred to in this Resolution.

SECTION 2. The subcommittee authorized by this Resolution is hereby authorized to travel to the above named states by commercial air travel to interview governmental authorities of those states and otherwise complete the study referred to above, and the food, lodging and travel expenses incurred by members of such subcommittee during such travel shall be reimbursed by the Senate.

PENDING REQUEST FOR CONFERENCE

Senator Harris moved that the request of the Honorable House for a conference on **HB 531** be granted, which motion prevailed.

RESOLUTION

Senator Baldwin asked unanimous consent, which was granted, to introduce the following Concurrent Resolution, following which Senator Dacus asked to be made a co-author, the Resolution being read at length and adopted upon motion of Senator Baldwin:

SENATE CONCURRENT RESOLUTION NO. 20—by Baldwin, Boecher, Sandlin, Fine, Hamilton, Mahan, McClendon, Collins, McSpadden and Dacus.

A CONCURRENT RESOLUTION CALLING UPON THE CONGRESS OF THE UNITED STATES TO INSTITUTE APPROPRIATE ACTION FOR THE CONSTRUCTION OF THE MARKHAM FERRY DAM AND RESERVOIR PROJECT ON GRAND RIVER IN OKLAHOMA.

WHEREAS, the Oklahoma Legislature in 1935 created the Grand River Dam Authority for the development of Grand River in Oklahoma for the production of electric power and energy and other purposes and authorized said agency to construct three power dams on said Grand River at Pensacola, Markham Ferry and Fort Gibson; and

WHEREAS, the Congress of the United States, under the Act of August 18, 1941, authorized the construction of said Pensacola, Markham Ferry and Fort Gibson dams by the Secretary of War under the supervision of the Chief of Engineers, as a part of the comprehensive plan for the development of the Arkansas River basin for flood control and other purposes; and

WHEREAS, the Grand River Dam Authority has constructed and has in operation the Pensacola Dam and Reservoir Project, and the United States of America has constructed and is now operating the Fort Gibson Dam and Reservoir Project; and

WHEREAS, the Congress of the United States, under Public Law 476, 83rd Congress, Chapter 461, 2d Session, enacted on July 6, 1954, authorized the construction of the Markham Ferry Dam by the Grand River Dam Authority, an agency of the State of Oklahoma, and provided that said project should be constructed in general conformity with the recommendations of the Chief of Engineers, as contained in House Document 107 of the 76th Congress, and House Document 758 of the 79th Congress; and

WHEREAS, said Markham Ferry Dam and Reservoir Project is a multiple purpose project for flood control, aid of navigation, electric power and energy, recreation and other purposes; and

WHEREAS, the Grand River Dam Authority is a self-sustaining agency of the State of Oklahoma, without power of taxation and must operate without the aid of appropriations, and must construct and operate its projects solely from revenues received from the operation of such projects; and

WHEREAS, many of the benefits from the Markham Ferry project are for flood control, navigation and recreation, which are in the public interest

and for public benefit but do not produce revenues, and that the only revenue producing feature of said project is the production of electric power and energy, which revenues will be insufficient to pay the costs of the public benefits together with the cost of the electric power facilities; and

WHEREAS, the Grand River Dam Authority has been unable to finance the construction of the Markham Ferry Dam and Reservoir Project since said authorization of 1954, and it appears will be unable to finance said construction within the near future. and

WHEREAS, the Markham Ferry project is a vital cog in the over-all development of Grand River and the Arkansas River basin and it is in the public interest that said project be constructed and placed in operation at the earliest possible time; and

WHEREAS, it is the opinion of the Oklahoma Legislature that it will be in the public interest for the Congress of the United States to authorize the construction of said project by the Secretary of the Army under the supervision of the Chief of Engineers and to appropriate the necessary funds for the construction of the same; and that provision be made in such Act, or Acts, for the sale of the electric power and energy produced at the Markham Ferry and Fort Gibson projects on Grand River in Oklahoma to the Grand River Dam Authority, and that in fixing the rates to be paid for said electric power and energy that consideration be given to the benefits received by said projects from the Grand River Dam Authority's Pensacola project.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 27TH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That it is in the pub-

lic interest that the Markham Ferry Dam and Reservoir Project on Grand River be constructed and placed in operation for flood control, navigation, recreation and the production of electric power and energy at the earliest possible time.

SECTION 2. That the construction of the Markham Ferry Dam and Reservoir Project for said purposes can only be accomplished by the action of the Congress of the United States.

SECTION 3. That the Congress of the United States is, therefore, respectfully petitioned to enact such legislation as will provide for the construction of the Markham Ferry project on Grand River in Oklahoma by the Secretary of the Army under the supervision of the Chief of Engineers in general conformity with the recommendations of the Chief of Engineers, as contained in House Document 107 of the 76th Congress and House Document 758 of the 79th Congress, as a part of the comprehensive plan for the development of the Arkansas River basin, and to further provide that the electric power and energy produced at the Markham Ferry Dam and Reservoir Project, and the Fort Gibson Dam and Reservoir Project, be sold and delivered to the Grand River Dam Authority, a public power agency of the State of Oklahoma; that the operation of said projects for power production be coordinated with the power operation of the Grand River Dam Authority's Pensacola project. The rates to be charged for electric power and energy delivered to the Grand River Dam Authority to be fixed and determined by the Federal Power Commission, such rates to be fixed having regard to the recovery of the cost of producing such electric power and energy, including the amortization of the actual capital investment of the power producing facilities at such projects for the life of said

power producing facilities, and allow Grand River Dam Authority credit for all power benefits at such project received from the Grand River Dam Authority's headwater improvements and storage in the Pensacola project, including all water power rights and franchise rights in Grand River at the Markham Ferry and Fort Gibson projects.

SECTION 4. That a duly attested copy of this Resolution be immediately transmitted to the Secretary of the Senate and the Clerk of the House of Representatives of the United States, and to each member of Congress from the State of Oklahoma.

SCR 20 was referred for engrossment.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, June 1, 1959, as provided under the Rules, which motion prevailed.

Senator Dacus presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 19 correctly enrolled.

Enrolled SCR 19 was properly signed and ordered returned to the Honorable House for the signature of the Speaker.

Senator McSpadden 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 328—Oil and Gas—Coauthored by Miskovsky, Mahan, Collins, Land and Grantham.

HB 823—Appropriations and Budget.

DO PASS, as amended:

SJR 10—Appropriations and Budget.

SB 326—County Government.

SB 330—Appropriations and Budget.

HB 546—Appropriations and Budget.

HB 578—Appropriations and Budget, as amended by State and Federal Government.

HB 818—Appropriations and Budget.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 547** and **548**.

Senator Payne asked unanimous consent, which was granted, that **HCR 548** be taken up for immediate consideration, the Resolution being read at length as follows and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 548—By Cole, Richeson, Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley, (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Mitchell, Moad, Mountford, Murrow, Nance, Nichols, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), and Wolf of the House and Payne of the Senate.

A CONCURRENT RESOLUTION

TAKING OFFICIAL NOTICE OF THE DRIVING ACCOMPLISHMENTS AND HONORS OF CARL CRIM OF OKMULGEE, OKLAHOMA; CONGRATULATING AND COMMENDING MR. CRIM ON HIS ACCOMPLISHMENTS AND RECOGNITIONS THEREFOR, AND DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO INTERESTED PERSONS.

WHEREAS, Carl Crim, 901 N. Griffin, Okmulgee, Oklahoma, was, in March of 1958 selected as Driver of the Month by Associated Motor Carriers, was selected Driver of the Year for Oklahoma in November of 1958, was nominated for National Driver of the Year in December of 1958 by the American Trucking Association and was officially selected for that honor in April of 1959; and

WHEREAS, Carl Crim, the first Oklahoman ever to receive this honor, has well earned his title through twenty-seven years of service as a driver of heavy trucks without being involved in any type of accident, having among other achievements, saved the life of a Frisco Transport Driver by pulling him from a burning vehicle, having extinguished flames at a bus station when unloading a carrier of gasoline and thereby saving many lives at the cost of serious injuries to himself, and having saved the life of a drowning friend on his own time; and

WHEREAS, Mr. Crim will be honored on a trip to Washington and New York by presentation to Vice President Nixon, by being guest of honor at numerous luncheons and dinners, and by appearing on numerous network television and radio programs.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA, THE HONORABLE SENATE CONCURRING THEREIN.

SECTION 1. Carl Crim is hereby officially congratulated by the House and Senate of the Oklahoma Legislature on his selection as National Driver of the Year and is heartily commended on his years of safe driving, his many deeds of heroism and his value as a citizen in his community.

SECTION 2. BE IT FURTHER RESOLVED that properly prepared copies of this Resolution be sent to Mr. Crim, to the American Trucking Association and to the Okmulgee County News, Okmulgee, Oklahoma.

Senator Payne presiding.

Engrossed **HCR 548** was properly signed and ordered returned to the Honorable House.

Senator McSpadden presiding.

Consideration of Engrossed **HCR 547** was deferred for this day.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 549, 706, 707** and **HJR 534**.

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 transmitting for signature Enrolled **HCR 543**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 208 and **220** each correctly enrolled.

Enrolled **SBs 208** and **220**, 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 the signing of and returning Enrolled **SCR 19**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

As provided under the Payne motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m., on Monday, June 1, 1959.

Eighty-fourth Legislative Day

Monday, June 1, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Collins.—1.

The President declared a quorum present.

Prayer was offered by the Chaplain, Reverend R. T. Davies, Pastor of the First Christian Church, Heavener.

Senator Grantham asked unanimous consent that Sally Brady and Lanita Mims be made Honorary Pages for this legislative day, which was the order.

Senator Field asked unanimous consent that Roger Etling of Boise City be made an Honorary Page for this legislative day, which was the order.

Senator Collins asked unanimous consent that Mark Thompson of Stillwater be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following resolution was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SJR 23—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 133 correctly engrossed.

Engrossed **SB 133** was properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

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

SB 336—By Land—An Act relating to county electrical codes; amending Section 38, Chapter 20, Title 19, Page 180, Oklahoma Session Laws 1955 (19 O. S. Supp. 1957, § 863.39), which relates to standards of electrical wiring and equipment, and installation thereof, by allowing certain privileges to those firms hiring journeyman electricians; providing for severability; and declaring an emergency.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

HB 808—Public Health.

HB 779—Privileges and Elections.

HB 807—Insurance.

HB 845—Insurance.

HB 846—Insurance.

HB 856—Public Safety.

HB 857—Insurance.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 792—By Sparks of the House and Collins of the Senate—An Act relating to motor vehicles; amending Sections 1 through 8, Pages 179-184, Oklahoma Session Laws 1953, (47 O. S. Supp. 1957, §§ 561-568), which provide a system of regulation of new motor vehicle sales; declaring policy of the Legislature; defining terms; creating the Oklahoma Motor Vehicle Commission and prescribing qualifications and method of appointment of chairman and members, and fixing powers and duties thereof; providing for the appointment of an executive secretary of said commission and fixing the duties and salary; creating fund in state treasury and prescribing purposes for which same may be used; making certain violations a misdemeanor with exceptions; providing grounds for denial, revocation or suspension of licenses and procedure for conducting hearings thereon; providing for review or appeal from decisions of the commission; authorizing the commission to institute injunctive actions to enforce provisions of the Act; making provisions of this Act cumulative to existing laws; making provisions of Act severable; and declaring an emergency.

HB 907—By Ruby and Davis of the House and Hope and Bailey of the Senate.

An Act making a supplemental appropriation to the State Treasurer; stating the purpose; making the appropriation fiscal; and declaring an emergency.

HB 872—By Nance, Langley, Taliaferro, Nichols and Mitchell—An Act amending Section 586c (d) and Section 586 (a), Title 68, O. S. 1951, providing for

the licensing of vending machines used for the vending of cigarettes and tobacco products and defining the term cigarette; and declaring an emergency.

HB 753—By Haworth and Sparkman of the House and Shoemaker and Hall of the Senate—An Act relating to boats and vessels; declaring state policy; defining words and terms; providing for licensing, regulating, collecting and use of fees; designating Department of Wildlife Conservation as administering and enforcing agency; and designating the Planning and Resources Board to promulgate the advertising and developing of tourist, boating and recreation industry within the State of Oklahoma; authorizing promulgation of rules and regulations, with requirements for filing; enumerating authorized and prohibited operations; specifying action in collisions, accidents, and casualties; declaring civil liability; prescribing penalties for violations; repealing all conflicting laws and parts of laws; making provisions of Act severable.

HB 703—By Reneau of the House and Morford and Carrier of the Senate—An Act making an appropriation for chapel at State Training School at Helena, Oklahoma.

HB 761—By Rogers of the House and Field of the Senate—An Act relating to insurance; providing for the approval of a form of policy including fire insurance together with one or more additional perils; and declaring an emergency.

HB 767—By Inman of the House and Trent of the Senate—An Act relating to the public schools; amending 70 O. S. 1951, § 7-4; requiring the preparation of duplicate copies of certain public school records; providing for custody of records and the permanent filing and retention thereof; providing for the disposition of said records in areas affected by annexation; making the provisions of this Act severable; and declaring an emergency.

HB 854—By Shoemake and Watkins—An Act relating to airports; providing for construction, repair, maintenance and surfacing of airports in counties where none exist, and for enlargement and improvement of inadequate airports; requiring use of available Federal funds; authorizing acceptance of private and Federal grants of land, money and services for such uses; providing for severability; and declaring an emergency.

HB 875—By Nance, Langley, Taliaferro, Nichols, Mitchell and Avey—An Act relating to the tax on tobacco products; amending Section 591.2 of Title 68. O. S. 1951; and declaring an emergency.

HB 927—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making an appropriation to the State Board of Public Affairs; providing for the repair of boilers and steam lines at the Oklahoma State penitentiary; providing for the purchase of a boiler at the deaf, blind and orphans institute; making the appropriation nonfiscal; making the provisions of this Act severable.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs** 208, 107, 220, **SJR**s 18, 21.

The above numbered Enrolled Bills and Resolutions were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR**s 17 and 18.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB** 150.

The above numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the name of House Conferees on Engrossed **HB** 651 as follows: Cox, Chairman, Williams (Murray) and Stevens.

GENERAL ORDER

SB 328, by Baldwin, Miskovsky, Mahan, Collins, Land and Grantham of the Senate, and Arrington of the House, was read and considered.

Senator Sandlin asked unanimous consent to be made a co-author of **SB** 328, which was the order.

Upon motion of Senator Baldwin, **SB** 328 was advanced to engrossment.

Upon motion of Senator Baldwin, the rules of the Senate were suspended, and **SB** 328 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 328 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Bailey, Cartwright (Seminole), Hamilton, Herndon, Pazoureck, Tipps.—6.

Excused: Collins.—1.

Not voting: McSpadden.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boe-cher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: Bailey, Cartwright (Seminole), Hamilton, Herndon, Pazoureck, Tipps.—6.

Excused: Collins.—1.

The emergency was declared passed.

SB 328 was referred for engrossment.

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

DECLARATIONS OF VOTES

Senator Collins asked that the record show had he been present at the time of final passage of **SB 328** he would have voted AYE on the bill and emergency, which was the order.

Senator McSpadden asked that the record show had he been present at the time of final passage of **SB 328**, he would have voted AYE on the bill, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 328 correctly engrossed.

Engrossed **SB 328** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 697, by Haworth, et al of the House and Bailey, Grantham, Cowden, Tipps, Miskovsky, McSpadden, Carrier and Land of the Senate, was read and considered.

By unanimous consent, upon request of Senator Bailey, further consideration of **HB 697** was deferred to the following legislative day.

GENERAL ORDER

SB 308, by Cartwright (Bryan) and Harris, was taken up for consideration.

Senator Fine asked unanimous consent that **SB 308** be considered Section by Section, which was the order.

Senator Miskovsky moved that **SB 308** be ordered stricken from the Calendar.

Senator Cobb, as a substitute, moved that **SBs 308** and **326** be referred to the Committee on County Government with instructions to attempt to combine the bills, which motion was tabled upon motion of Senator King.

Senator Hamilton moved that the Miskovsky motion lie on the table, which motion was declared adopted.

Section 1 was read.

Senator Ritzhaupt moved to amend **SB 308**, line 2, page 2, by adding after the word, "commissioners," and before the word, "of," the words, "on approval of the county excise board," which amendment was declared adopted.

Senator Fine moved to amend **SB 308**, line 3, page 2, by striking after the word, "appoint," and before the word, "competent," the letter, "a" and inserting the figure, "3," which amendment was declared failed of adoption.

Senators McClendon and Collins moved to amend **SB 308** by striking Section 1 and renumbering the remaining sections, which amendment was declared failed of adoption.

Senator Breeden moved to amend **SB 308** by striking Section 1 and substituting the following to be numbered Section 1. "Section 1. The board of county commissioners of each county shall contract annually with a qualified licensed engineer or qualified engineering firm, approved by the Director of the State Highway Department, to provide all engineering services, plans, and engineering supervision for the construction, repairing, surfacing, resurfacing and

maintenance of all county roads, bridges and culverts, and for anything pertaining to rivers, streams or water courses for which the county pays any part thereof out of county road funds, and such other professional engineering services relating to highway construction and maintenance as may be specified in said contract. All highway construction plans and specifications shall be prepared by the engineer or engineering firm, but shall be subject to approval by the board of county commissioners, and no highway work project shall be deemed completed until approved by the engineer or engineering firm under contract with the board of county commissioners. In securing engineering services, as authorized herein, the boards of county commissioners of two or more adjoining counties, but not to exceed five counties, may jointly enter into contract for said engineering services," which amendment was tabled upon motion of Senator Miskovsky.

Senator Miskovsky moved to amend **SB 308**, lines 2 and 3, page 2, by adding after the word, "county," and before the word, "shall," the words, "acting as a unit," which amendment was declared adopted.

Senator Miskovsky moved to amend **SB 308**, lines 4 and 11, page 2, by striking the word, "Supervisor," and inserting the word, "Director," which amendment was declared adopted.

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

Senator Hamilton moved to amend **SB 308**, line 3, page 3, by striking after the word, "county," and before the word, "and," the words, "and all road personnel employed by the county," and by striking all of lines 11 and 12, which amendment was declared adopted.

Senator Miskovsky moved to amend **SB 308** by changing the word, "Supervisor," to the word, "Director," where-

ever the word, "Supervisor," appears in the bill, which amendment was declared adopted.

Senator Miskovsky moved to amend **SB 308**, line 15, page 2, by adding after the word, "commissioners," and before the word, "the," the words, "acting as a unit," which amendment by unanimous consent he withdrew.

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

Senator Collins moved to amend **SB 308** by adding a new section after Section 2 as follows: "It shall be the duty of the county commissioners acting as a unit to meet once a year and consult with the school bus and mail route people and any others of said county and adopt a number one, two and three program for said county and build said roads in conformance with their designations," and renumbering the remaining sections, which amendment was declared adopted.

Section 3 was read and adopted upon motion of Senator Harris.

Section 4 was read.

Senator Ritzhaupt moved to amend **SB 308**, line 18½, page 7, by adding a new paragraph as follows: "The County Road Supervisor shall consult with the Good Roads Committees of the Chamber of Commerce of each city and town within the county in preparing and designating the county road program," which amendment was declared adopted.

Upon motion of Senator Harris, Section 4, as amended, was declared adopted.

Section 5 was read.

Senator Hamilton moved to amend **SB 308**, lines 8 and 9, page 15, by striking after the word, "bidder," and before the word, "to," the words, "except that if less than three bids are received,"

which amendment was declared adopted.

Senator Hamilton moved to amend **SB 308**, line 1, page 21, by striking before the word, "the," the words, "In his discretion," and striking after the word, "Supervisor," the word, "may," and inserting the word, "shall," and on line 2, after the word, "bids," and before the word, "be," insert the words, "exceeding two hundred dollars (\$200.00); and on line 3, after the word, "sum," and before the word, "to," insert the words, "not less than 10%," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 308**, line 16, page 12, by striking the words, "County Road Supervisor, and inserting the words, "County Excise Board," which amendment was declared adopted.

Senator McClendon moved to amend **SB 308**, line 8, page 22, by adding after the word, "Act," the following: "Provided further that only the roads shown on the county system by the State Highway Department shall be improved by the use of state and federal money," which amendment was declared adopted.

Upon motion of Senator Harris, Section 5, as amended, was declared adopted.

Section 6 was read.

Senator Hamilton moved to amend **SB 308** by striking Section 6 and renumbering successive sections accordingly, which amendment was declared adopted.

Senator Boecher asked to be shown excused for the remainder of this legislative day, which was the order.

Section 7 was read.

Senator Ritzhaupt moved to amend **SB 308**, line 16, page 23, by striking the words and figures "ninety (90%) per cent" and inserting the words and figures "seventy-five (75%) percent",

which amendment was declared adopted.

Senator Fine moved to amend **SB 308**, lines 6 and 7, page 23, by striking after the word "be" and before the word "more" the words and figures "less than Four Thousand Eight Hundred Dollars (\$4,800.00) nor", which amendment was declared adopted.

Upon motion of Senator Harris, Section 7, as amended, was adopted.

Sections 8 and 9 were read and adopted, upon motion of Senator Harris.

Section 10 was read.

Senator Hamilton moved to amend **SB 308**, line 9, page 26, by striking after the word "the" and before the word "that" the words "State Highway Director" and insert in lieu thereof the words: "Oklahoma Tax Commission" and on line 15 strike the words "State Highway Director" and insert the words "Oklahoma Tax Commission" and on lines 16, 17 and 18, strike the words "State Highway Director to immediately notify the Oklahoma Tax Commission in writing, which commission shall" and insert the words "Oklahoma Tax Commission to", which amendment was declared adopted.

Senator Hamilton asked that further consideration of Section 10 be deferred for the time being, which was the order.

Sections 11, 12, 13 and 14 were read and adopted upon motions of Senator Harris.

Senator Collins moved that the vote be reconsidered by which Section 14 was adopted, which motion was declared adopted.

Upon motion of Senator Collins, Section 14 was ordered stricken and the title amended by striking the words "AND DECLARING AN EMERGENCY".

Referring further to Section 10:

Senator Hamilton moved to amend

SB 308, lines 10, 11 and 12, page 27, by striking after the word "until" line 10, the following words: "The State Highway Director shall certify to the Oklahoma Tax Commission in writing that report required by this Act has" and inserting in lieu thereof the words: "the Oklahoma Tax Commission is satisfied that reports required by this Act have", which amendment was declared adopted.

Upon motion of Senator Harris, Section 10, as amended, was adopted.

Senator Miskovsky moved to amend **SB 308**, line 6½, page 28, by adding a new section to read as follows and renumbering the remaining Sections: "Section 10. Any combination, confederation, or conspiracy of two or more persons, firms or corporations, to violate any of the provisions of this act shall be a felony punishable by a fine of not more than Ten Thousand Dollars (\$10,000.00), or by imprisonment in the State Penitentiary for a term not to exceed ten (10) years, or by both such fine and imprisonment." which amendment was declared adopted.

Senator Walker asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Miskovsky moved to amend **SB 308**, after Section 10, by adding a new section 11, to read as follows: "Section 11. It shall be the duty of the State Highway Director and the State Examiner and Inspector to furnish evidence of all violations of this act known to them, to the County Attorneys of the counties wherein violations have occurred, and to the Governor of the State of Oklahoma" which amendment was declared adopted.

Senator Harris asked unanimous consent, which was granted, that the title to **SB 308** be amended to conform to the bill, as amended, and that Sections be properly renumbered.

Upon motion of Senator Harris, **SB**

308, as amended, was advanced to engrossment.

Upon motion of Senator Harris, the rules of the Senate were suspended and **SB 308**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 308 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Cartwright (Bryan), Cartwright (Seminole), Easterly, Garvin, Grantham, Hall, Harris, King, Land, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham).—18.

Nay: Allen, Berrong, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Fine, Hamilton, Herndon, Hope, Kerr, McClendon, McColgin, McSpadden, Pitcher, Tipps, Trent, Wilson (Greer).—20.

Not Voting: Bailey, Field, Mahan, Stipe.—4.

Excused: Boecher, Walker.—2.

The bill was declared failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 569, 685, 713, 814, 815, SCR 20 and **SB 152** each correctly engrossed.

SR 47 and **SB 150** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 569, 685, 713, 814** and **815**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 20** and **SB 152** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 47** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SB 150**, 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 634—By Insurance Committee—An Act relating to foreign insurance companies; providing that credit be allowed for foreign insurance companies against the gross premium tax only when Oklahoma securities have been in the portfolio for the six (6) month period immediately preceding the date such company asserted its claim to credit against the gross tax by reason of such investments; amending Section 625, Article 6, Title 36, Pages 237 and 238, Oklahoma Session Laws 1957 (36 O. S. 1957 Supp. § 625); and declaring an emergency.

HB 775—By Andrews, McCarty, Avey, Bouse, Buckler, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Daniel, Daugherty, Dolezal, Fuller, Garrison, Howze, Lance, Levergood, Mitchell, Murrow, Odom (Wagoner), Patterson, Reneau, Richardson, Roberts, Rogers, Shibley, Shoemake, Skaggs, Skeith, Sparkman, Sparks, Spraker, Taliaferro, Tinker, Watkins, Wilcox, Arrington, Ford, Ham, Gotcher, Green, Langley, Stewart, Baggett, Foster, Lynch, Williams (Murray), Fogarty, Etling, Shipley and Bradley (Jefferson) — An Act relating to professional athletic events, contests and exhibitions; prescribing a short title; defining terms; excluding amateur athletics; creating the Oklahoma Athletic Commission and prescribing membership, qualifications, terms of office, duties and reimbursement thereof; delegating regulatory and certain other authority to the commission; providing for the appointment, compensation, reimbursement, duties and membership of a medical advisory committee; providing for the appointment

of a director and prescribing his qualifications and duties; requiring licenses and providing for license fees for all corporations or persons connected with professional athletic contests, events or exhibitions; requiring certain information from applicants for licenses; setting certain standards and conditions for such contests, events and exhibitions and for the withholding of licenses by the commission; imposing taxes thereon; prohibiting sham, collusion and any type of trade-restraining discriminatory or monopolistic practice in connection with activities regulated hereunder, and providing remedies and penalties, and means of enforcement; providing penalties for the violation of this Act or of rules and regulations of the commission; requiring bonds from licensees hereunder; declaring the conduct without a license of any activity for which a license is required, or the improper sale of admission tickets to be a misdemeanor; repealing 21 O. S. 1951, §§ 1331 through 1337, and all other conflicting laws and parts of laws: providing for severability; and declaring an emergency.

HB 786—By Foster—An Act relating to the public schools of Oklahoma; amending Paragraph (a) of 70 O. S. 1951 § 8-3, as amended by Section 22, Chapter A, Title 70, Oklahoma Session Laws 1955 and by Section 2, Chapter Aa, Title 70, Oklahoma Session Laws 1957; providing that statutory reasons for transfer of school children from independent school districts shall be certified by the Boards of Education of such districts.

HB 803—By Arrington and Sparks—An Act relating to public buildings and public works; amending 61 O. S. 1951 § 1, as amended, which requires certain bonds from contractors on public works, by increasing value limitation for works for which contractor need not give bond, to One Thousand Dollars (\$1,000.00).

HB 867—By Municipal Government

Committee and Ogden—An Act authorizing cities and towns to establish water distribution systems; defining the classes of water distribution lines; prescribing the procedure for the construction of and payment for water distribution lines and appurtenances; providing for condemnation and appropriation of private property; providing for the levy and collection of special assessments and the issuance and payment of special assessment bonds to pay for said improvements; providing that the methods of construction of and payment for water distribution lines, prescribed herein, shall not be exclusive; and declaring an emergency.

HB 874—By Nance, Langley, Taliaferro, Nichols and Mitchell—An Act amending the "State Tax Uniform Procedure Act" presently appearing under Title 68, Sec. 1449 et seq., O. S. 1951, so as to provide that reports or returns or other matter that is required by statute to be verified by oath and filed with the Oklahoma Tax Commission may be verified either by oath taken before a person authorized by law to administer oaths or by a declaration in writing that the report or returns or other matter is signed under the penalties of perjury.

The above numbered **HBs** and/or **HRS** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 83**, as amended.

HAs to **SB 83** read as follows, rejected upon motion of Senator Hope, conference requested and referred to General Conference Committee on Appropriations:

AMENDMENT NO. 1. Amend Page 1, the TITLE thereof by striking said TITLE of Engrossed Senate Bill No. 83 and inserting in lieu therefor "AN ACT MAKING APPROPRIATIONS TO THE STATE BUREAU OF INVESTIGATION."

AMENDMENT NO. 2. Page 1, SECTION 1, Line 25, by striking the figures \$40,000.00 under the column "Fiscal Year Ending June 30, 1960" and also under the column "Fiscal Year Ending June 30, 1961" and inserting in both columns the figures "\$70,000.00."

AMENDMENT NO. 3. Page 1, SECTION 1, Line 26, by striking the figures "\$360,000.00" in two places and inserting in lieu therefor "\$390,000.00".

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 783, 688** and **HJR 526**.

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 transmitting for signature Enrolled **HCRs 542, 544, 545** and **546**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 549**.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that **HCR 549** be taken up for immediate consideration, following which Senators Baldwin, Wilson (Beckham), Cobb, Wilson (Greer), Berrong, Herdon, Kerr, Stipe, Hamilton, Ritzhaupt, Hope, McSpadden, Allen, Breeden, Carrier, Grantham, Dacus, Cartwright (Bryan) and Shoemake asked to be made co-authors of the Resolution.

HCR 549, as co-authored, was read at length as follows and adopted upon motion of Senator Wilson (Beckham):

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 549—By

Moad of the House and McColgin, Baldwin, Wilson (Beckham), Cobb, Wilson (Greer), Berrong, Herndon, Kerr, Stipe, Hamilton, Ritzhaupt, Hope, McSpadden, Allen, Breeden, Carrier, Grantham, Dacus, Cartwright (Bryan) and Shoemaker of the Senate.

A RESOLUTION COMMENDING L. L. MALES OF CHEYENNE ON HIS BEING CHOSEN "WATERSHED MAN OF THE YEAR."

WHEREAS, Since Statehood natives of our Fair State and of the great Southwest have worked endlessly to conserve that vital resource, the main ingredient of all growth and development - - water; and

WHEREAS, L. L. (Red) Males of Cheyenne, Oklahoma, recently received the coveted award "Watershed Man of the Year" - - a recognition he richly deserved for his more than thirty years of work for upstream flood prevention and soil treatment; and

WHEREAS, This award carries with it the plaudits of all Oklahomans for the tireless, individual efforts of this Native Son; and

WHEREAS, It is both fitting and proper that this Honorable Body pause in its final deliberations to take due notice of one who has accomplished so much.

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

SECTION 1. That L. L. Males is hereby officially commended by the House and Senate of the Twenty-seventh Session of the Oklahoma Legislature on his being chosen "Watershed Man of the Year."

SECTION 2. That duly certified copies of this Resolution be forwarded

to L. L. Males by the clerks of the respective Houses of the Legislature.

HCR 549, as co-authored, was properly signed and ordered returned to the Honorable House.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet as provided under the rules, which motion was declared adopted.

FIRST READING

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

SB 337—By King—An Act relating to elections, amending Sections 2, 3, 4, 5, 6, and 12, Chapter 10, and Section 9, Chapter 4, Title 26, Oklahoma Session Laws, 1957; repealing Section 15, Chapter 4, Title 26, Oklahoma Session Laws, 1957, providing that absentee ballots may be obtained only through the United States mail, providing for separation of all absentee ballots, before being issued to the voter, providing ballots shall be sealed in a blank envelope to assure secrecy, providing times for counting, processing and hearing challenges to absentee ballots, providing method for prevention of dual voting, providing qualifications of persons eligible to administer oaths, and providing means for voting if voter's registration form has been lost or destroyed; and declaring an emergency.

SB 338 — By Sandlin, Cartwright (Seminole), Pazoureck and Stipe—An Act relating to workmen's compensation; amending 85 O. S. 1951, § 28, which provides for awards changing compensation, based upon change of condition, by specifying that only prerequisite is that claimant sustained an injury covered by workmen's compensation Act; providing for severability; and declaring an emergency.

SB 339—By Miskovsky—An Act relating to the office of County Superin-

tendent of Schools; amending 70 O. S. 1951 §§ 3-1 and 3-3, as amended; creating office of County Superintendent of schools in certain counties and fixing manner of filling office and abolishing such office in other counties of the State and transferring duties to county clerk; creating the county dependent school district committee and the county dependent school district fund in counties having county superintendents of schools; providing for payment of salaries and expenses of operation of county superintendents of schools; fixing effective date of Act; and declaring an emergency.

SB 340—By Miskovsky—An Act relating to justices of the peace; providing that justices of the peace shall have jurisdiction in civil cases where the amount involved does not exceed Five Hundred Dollars (\$500.00) exclusive of interests accruing after suit is filed and costs, amending 39 O. S. 1951, Secs. 82, 83, 84, 86, 391, 421; repealing conflicting laws; and declaring an emergency.

SB 341—By Shoemake—An Act relating to county officers; amending Section 4. House Bill No. 538, Special Acts, Page 598, Oklahoma Session Laws 1955, providing for salaries of county attorneys, assistants, and investigators in certain counties, by authorizing ten

cents (10c) per mile reimbursement for official travel; providing for severability; and declaring an emergency.

SB 342—By Sandlin and King—An Act amending 62 O. S. Supp. 1957 § 430.1, relating to lease or rental agreements between the Governing boards of counties, cities and towns, school district 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; prescribing rate of interest in such contracts or agreements; 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, as amended:

SB 174—Municipal Government

SB 314—Privileges and Elections

HB 739—Municipal Government

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p.m., tomorrow.

Eighty-fifth Legislative Day

Tuesday, June 2, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Baldwin, Cobb, Collins, Cowden, Hall, Harris, McClendon, Pitcher, Sandlin.—9.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Miskovsky asked unanimous consent that Charles Wright of Oklahoma City be made an Honorary Page for this legislative day, which was the order.

Senator Payne asked unanimous consent that Marilyn Cunningham of Oklahoma City be made an Honorary Page for this legislative day, which was the order.

Senator Miskovsky asked unanimous consent that Patricia Kay Johnson of Oklahoma City be made an Honorary Journal Clerk for this legislative day, which was the order.

Senator Breeden asked unanimous consent that Douglas and Diane Thomas of Cleveland be made Honorary Pages

for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

President Pro Tempore Garvin announced the appointment of Senators Boecher, Carrier, Mahan and Miskovsky, as the Special Committee authorized under **SR 47**.

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 729—Public Health.

HB 730—Public Health.

HB 796—Public Health—To Appropriations and Budget by reporting Committee.

HB 808—Public Health.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 336—Business and Industry.

SB 337—Privileges and Elections.

SB 338—Judiciary.

SB 339—County Government.

SB 340—Judiciary.

SB 341—County Government.

SB 342—County Government.

HB 907—Appropriations and Budget.

HB 872—Revenue and Taxation.

HB 753—Planning and Resources.

HB 703—Appropriations and Budget.

HB 761—Insurance.

HB 767—Education.

HB 854—State and Federal Government.

HB 875—Revenue and Taxation.

HB 927—Appropriations and Budget.

HB 792—Business and Industry.

HB 634—Insurance.

HB 775—State and Federal Government.

HB 786—Education.

HB 803—State and Federal Government.

HB 867—Municipal Government.

HB 874—Revenue and Taxation.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 556—By Cox, Ruby, Haworth, Spraker, Shibley (Creek) and Hopkins—An Act making an appropriation to the Taft State hospital; stating the purpose; designating the State Board of Public Affairs as the contracting and purchasing agency; making appropriation nonfiscal; and declaring an emergency.

HB 647—By Garrison, Metcalf, Sparger, Sare, Bower, Odom (Wagoner), Sparks, Camp, Murrow and Craig of the House and Grantham of the Senate—An Act pertaining to voting machines; amending Section 1, Chapter 9, Title 26, Page 204, Oklahoma Session Laws 1955 by deleting the language therein which restricts the permissive use of voting machines to counties of over 250,000 population; and declaring an emergency.

HB 784—By Green, Levergood, Reneau, Bouse, Etling, Jumper, Murrow, Howe, Karnes, Patterson, Daugherty, Mitchell, Jones, Bond (Marshall), Garrison, Lance, Converse, Goodfellow, Fos-

ter and Shibley of the House and Grantham of the Senate—An Act relating to the enforcement of motor vehicle laws; authorizing Commissioner of Public Safety to designate sheriffs to issue overweight and oversize permits in certain instances; requiring fees to be forthwith remitted to State Tax Commission; authorizing sheriffs to retain Two Dollars (\$2.00) of each permit fee as compensation and other purposes; making official bond of sheriff liable for such fees, and requiring surety bond of personnel for faithful performance; and declaring an emergency.

HB 852—By Howard, McGahey, Bradley (Tulsa), Hopkins, McCune, Johnston and Forsythe—An Act relating to elections; amending Section 12, Chapter 10, Title 26, Page 192, Oklahoma Session Laws, 1957, (26 O. S. Supp. 1957, § 328 k), which provides authority for administration of certain oaths, by allowing designated employees or assistants of secretaries of county election boards to administer oaths for absentee ballots; providing for severability; and declaring an emergency.

HB 882—By Rogers—An Act relating to courts; providing for a chief counselor, counselor, and for compensation of officers and employees of the children's court in counties having a population of more than three hundred thousand (300,000), according to the last Federal decennial census; amending Sections 15, 18, 19, 20, 21 and 29, Chapter 11, Title 20, Oklahoma Session Laws 1957; and declaring an emergency.

HB 894—By Skaggs—An Act relating to special education of exceptional children; amending Paragraph (g) of 70 O. S. 1951 § 13-8, as amended; increasing allowance for special education of deaf and blind children in institutions; fixing effective date of Act; and declaring an emergency.

HJR 541—By Wilkerson of the House and Pitcher of the Senate—A Joint Resolution taking notice of the educational

value of service as a page in the Oklahoma Legislature; providing that days so spent shall be counted as days in school for pages; providing for severability; 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 **SB 150**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

GENERAL ORDER

SB 43, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Senator Hope moved that the enacting clause to **SB 43** be stricken, which motion was declared adopted.

Upon motion of Senator Hope, **SB 43**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **SB 43**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 43 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Baldwin, Cobb, Collins,

Cowden, Hall, Harris, McClendon, Pitcher, Sandlin.—9.

Not Voting: Allen, Bailey, Carrier, Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Baldwin, Cobb, Collins, Cowden, Hall, Harris, McClendon, Pitcher, Sandlin.—9.

Not Voting: Allen, Bailey, Carrier, Mahan.—4.

The emergency was declared passed.

SB 43, as amended, was referred for engrossment.

GENERAL ORDER

SB 173, by Hope and Bailey, was read and considered.

Upon motion of Senator Hope, the enacting clause to **SB 173** was ordered stricken.

Upon motion of Senator Hope, **SB 173**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **SB 173**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

Senators Baldwin, Collins, McClendon, Hall and Sandlin asked to be recorded present, which was the order.

THIRD READING

SB 173 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Morford.—1.

Excused: Cobb, Cowden, Harris, Pitcher.—4.

Not Voting: Allen, Baldwin, Carrier, Cartwright (Seminole), Miskovsky, Trent.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: Morford.—1.

Excused: Cobb, Cowden, Harris, Pitcher.—4.

Not Voting: Allen, Baldwin, Carrier, Cartwright (Seminole), Miskovsky, Trent.—6.

The emergency was declared passed.

SB 173, as amended, was referred for engrossment.

GENERAL ORDER

HB 546, by Ruby, et al of the House, and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 546** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be

suspended, and that **HB 546** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 546 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Cobb, Cowden, Harris, Pitcher.—4.

Not Voting: Allen, Sandlin, Trent.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Cobb, Cowden, Harris, Pitcher.—4.

Not Voting: Allen, Sandlin, Trent.—3.

The emergency was declared passed.

HB 546, as amended, was ordered referred for engrossment.

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

GENERAL ORDER

HB 578, by Ruby and Davis of the

House and Hope and Bailey of the Senate, was read and considered.

Senator Hope asked unanimous consent that the enacting clause to **HB 578** be stricken, which was the order.

Upon motion of Senator Hope, **HB 578**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent that **HB 578**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 578 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cobb, Harris, Pitcher.—3.

Not Voting: Allen, Trent.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cobb, Harris, Pitcher.—3.

Not Voting: Allen, Trent.—2.

The emergency was declared passed.

HB 578, as amended, was referred for engrossment.

GENERAL ORDER

HB 818, by Committee on Mental Health and Retardation, was read and considered.

Upon motion of Senator Hope, **HB 818** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HB 818** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 818 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Cobb, Harris, Pitcher.—3.

Not Voting: Allen, Collins, Cowden, Mahan, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Cobb, Harris, Pitcher.—3.

Not Voting: Allen, Collins, Cowden, Mahan, Stipe.—5.

The emergency was declared passed.

HB 818, as amended, was referred for engrossment.

GENERAL ORDER

HB 823, by Poynor, et al of the House and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 823** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HB 823** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 823 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Cobb, Harris, Pitcher.—3.

Not Voting: Allen, Carrier, Mahan.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon,

Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Cobb, Harris, Pitcher.—3.

Not Voting: Allen, Carrier, Mahan.—3.

The emergency was declared passed.

HB 823 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 638, by Lance, et al of the House and Dacus, McColgin, McSpadden, Wilson (Greer), Field, Mahan and Pitcher of the Senate, was read and considered.

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

Senators Trent, Boecher, Easterly, Collins, Herndon, Dacus, Hope and Breeden asked to be made co-authors of **HB 638**, which was the order.

Upon motion of Senator Hope, **HB 638** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HB 638** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 638 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Ritzhaupt, Tipps.—2.

Excused: Cobb, Pitcher.—2.

Not Voting: Allen, Carrier, Collins, Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Ritzhaupt, Tipps.—2.

Excused: Cobb, Pitcher.—2.

Not Voting: Allen, Carrier, Collins, Mahan.—4.

The emergency was declared passed.

HB 638 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SB 330, by Pitcher, was read and considered.

Upon motion of Senator Hope, **SB 330** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **SB 330** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 330 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, Mc-

Clendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cobb, Pitcher.—2.

Not Voting: Allen, Carrier, Mahan.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cobb, Pitcher.—2.

Not Voting: Allen, Carrier, Mahan.—3.

The emergency was declared passed.

SB 330 was referred for engrossment.

GENERAL ORDER

Senator Hope moved that **SB 251** by Bailey of the Senate and Poynor of the House, be ordered stricken from the Calendar, which motion prevailed.

HJR 518, by Forsythe, et al, was read and considered.

Senator Berrong moved to amend **HJR 518**, page 2, by inserting after the word, "qualified," on line 13 and before the word, "voters," on line 14, the words, "ad valorem tax paying," which amendment was declared adopted.

Upon motion of Senator Berrong, **HJR 518**, as amended, was advanced to engrossment.

Senator Berrong asked unanimous consent that the rules be suspended, and that **HJR 518**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HJR 518 was read for the third time at length as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 518—By Forsythe, Bradley (Tulsa), McGahey, McCune and Graves.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE, FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT TO ARTICLE X, OKLAHOMA CONSTITUTION, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 9A OF SAID ARTICLE X, AUTHORIZING AN ADDITIONAL COUNTY AD VALOREM TAX LEVY NOT EXCEEDING TWO AND ONE-HALF MILLS ON THE DOLLAR OF ASSESSED VALUATION FOR A DEPARTMENT OF HEALTH, AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SEVENTH 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, said amendment to be Section 9A of Article X of the Constitution of Oklahoma, and to follow immediately after Section 9 of Article X, Constitution of Oklahoma:

§ 9A. For the purpose of maintaining or aiding in maintaining a department of health within any County of the State, an additional levy not to exceed two and one-half mills on the dollar of the assessed valuation of the county may be levied annually when such levy is approved by a majority of the qualified, ad valorem tax paying voters of the county, voting on the question at an election called for such purpose by the

Board of County Commissioners, or by initiative petition by voters of a county. A maximum levy of two and one-half mills may be made for such purpose after such approval until repealed by a majority of the qualified ad valorem tax paying voters of the county, voting on the question at an election called for such purpose by the Board of County Commissioners, or by initiative petition by voters of a county. Such department of health may be maintained jointly or in conjunction with one or more counties, cities, towns or school districts, or any combination thereof, and shall be maintained as now or hereafter provided by law. Nothing herein shall prohibit other levies or the use of other public funds for such department of health.

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 Article X, Oklahoma Constitution, by adding thereto Section 9A, To authorize an additional county ad valorem tax levy not exceeding two and one-half mills on the dollar of assessed valuation, when approved by a vote of the people, for a department of health, providing such department of health may be maintained with other counties, cities, towns or school districts or any combination thereof, and providing other levies and use of other public funds for same purpose shall not thereby be prohibited

be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

NO

SECTION 3. The Speaker of the House of Representatives shall immediately after the effective date of this Resolution prepare and file one copy thereof, including said ballot title, with the Secretary of State, and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing statewide primary election, whichever is earlier, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Greer).—36.

Nay: Wilson (Beckham).—1.

Excused: Cobb, Pitcher.—2.

Not Voting: Allen, Cartwright (Seminole), McColgin, McSpadden, Trent.—5.

The resolution was declared passed.

The question being, "Shall **HJR 518**, by Forsythe, Bradley (Tulsa), McGahey, McCune and Graves, entitled:

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT TO ARTICLE X, OKLAHOMA CONSTITUTION, BY ADDING THERETO A NEW SECTION TO BE KNOWN AS SECTION 9A OF SAID ARTICLE X, AU-

THORIZING AN ADDITIONAL COUNTY AD VALOREM TAX LEVY NOT EXCEEDING TWO AND ONE-HALF MILLS ON THE DOLLAR OF ASSESSED VALUATION FOR A DEPARTMENT OF HEALTH, AND ORDERING 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 throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing statewide primary election, whichever is earlier, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized to be held throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing statewide primary election, whichever is earlier, as provided in Section 1, of Article 24 of the Constitution of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Greer).—35.

Nay: Wilson (Beckham).—1.

Excused: Cobb, Pitcher.—2.

Not Voting: Allen, Baldwin, Cartwright (Seminole), Harris, McColgin, Trent.—6.

The President Pro Tempore, 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 518 as amended was ordered referred for engrossment.

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

MOTIONS TO RECONSIDER VOTES

Senator Hall asked unanimous consent that his motion to reconsider the vote by which **SJR 19** failed of passage be extended an additional day, which was the order.

The vote occurring on the Field motion to reconsider the vote by which **SB 206** was passed, it was declared failed of adoption upon a roll call as follows:

Aye: Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Harris, Kerr, King, Land, McColgin, McSpadden, Morford, Pitcher, Ritzhaupt, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—22.

Nay: Cartwright (Seminole), Collins, Grantham, Hall, Hamilton, Herndon, Mahan, Payne, Pazoureck, Shoemake, Stipe, Tipps, Trent.—13.

Excused: Cobb.—1.

Not Voting: Allen, Bailey, Baldwin, Cartwright (Bryan), Fine, Hope, McClendon, Miskovsky.—8.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 206 correctly engrossed.

Engrossed **SB 206** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 246 by Morford was read and considered.

Upon motion of Senator Morford **SB 246** was advanced to engrossment.

Senator Morford asked unanimous consent to reconsider the vote by which **SB 246** was advanced to engrossment, which was the order.

By unanimous consent, further consideration of **SB 246** was deferred temporarily.

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

GENERAL ORDER

SJR 26, by Committee on Game and Fish of the Senate, was read and considered.

Upon motion of Senator Boecher, **SJR 26** was advanced to engrossment.

Senator Boecher asked unanimous consent that the rules of the Senate be suspended, and that **SJR 26** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SJR 26 was read for the third time at length.

On the question of passage of resolution the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—41.

Not Voting: Cartwright (Seminole), Collins, Wilson (Greer).—3.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—41.

Not Voting: Cartwright (Seminole), Collins, Wilson (Greer).—3.

The emergency was declared passed.
SJR 26 was referred for engrossment.

GENERAL ORDER

SB 175, by Boecher and Field, was read and considered.

Upon motion of Senator Boecher, **SB 175** was advanced to engrossment.

Senator Boecher asked unanimous consent that the rules of the Senate be suspended and that **SB 175** be considered engrossed and placed upon third reading and final passage, which was the order.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Cartwright (Seminole), Grantham, Tipps.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—42.

Not Voting: Cartwright (Seminole), Tipps.—2.

The emergency was declared passed.
SB 175 was referred for engrossment.
Senator Baldwin presiding.

GENERAL ORDER

SB 232, by Ritzhaupt, was read and considered.

Senator Miskovsky moved that **SB 232** be stricken from the Calendar.

Senator Miskovsky asked unanimous consent, to which Senator Ritzhaupt objected, to withdraw his motion to strike **SB 232** from the Calendar.

Senator Miskovsky moved that his motion to strike **SB 232** from the Calendar be withdrawn, which motion prevailed.

Senator Ritzhaupt moved to amend **SB 232**, line 8, page 2, by striking after the word, "to," and before the word, "shall," the words, "the taking effect of this Act," and substituting therefor the following: "January 8, 1937," which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, **SB 232**, as amended, was advanced to engrossment.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **SB 232**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Cartwright (Bryan) presiding.

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:

Aye: Bailey, Berrong, Boecher, Carrier, Easterly, Field, Garvin, Grantham, Land, Morford, Ritzhaupt, Tipps.—12.

Nay: Allen, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Fine, Hall, Hamilton, Hope, Kerr, King,

McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Sandlin, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—26.

Not Voting: Baldwin, Breeden, Cartwright (Seminole), Harris, Herndon, Shoemake.—6.

The bill was declared failed of passage.

GENERAL ORDER

Upon motion of Senator Ritzhaupt, **SB 233**, by Ritzhaupt, was ordered stricken from the Calendar.

FIRST READING

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

SJR 33—By Miskovsky, Trent, Allen, Cobb, Dacus, Fine, McClendon and Hamilton—A Joint Resolution proposing an amendment to Article X of the Constitution of Oklahoma; requiring the enactment of laws providing for the issuance of One Hundred Million Dollars (\$100,000,000.00) of debentures for matching Federal funds available for state roads and highways; regulating the manner of issuance and repayment of said debentures; imposing a severance tax on natural gas to repay said debentures; apportioning any surplus from such tax to State General Revenue fund; providing ballot title; providing for filing hereof; and ordering a Special Election.

SB 343—By Grantham of the Senate and Levergood of the House—An Act relating to jurisdiction of the Oklahoma County District Court; amending Section 320, Article 3, Title 36, Page 224, Oklahoma Session Laws 1957, (36 O. S. Supp. 1957, § 320) relating to appeals from findings of the insurance commissioner, by specifying what constitutes a "record" for such appeal, and prescribing manner and nature of appel-

late court's determination; and declaring an emergency.

SB 344—By Miskovsky—An Act relating to the salaries of the court reporters for district courts in judicial districts having a population of not less than two hundred fifty thousand (250,000), and having a city therein with a population of not less than one hundred eighty thousand (180,000); amending Section 1 of House Bill No. 942 of the Twenty-fifth Oklahoma Legislature (Oklahoma Session Laws 1955, Page 607); and declaring an emergency.

RESOLUTIONS

By unanimous consent, **SCR 21**, was introduced by Senator Baldwin following which Senators Dacus, Walker, Hope, Cowden, McClendon, McColgin, Hamilton, Cobb and Sandlin asked to be made co-authors, which was the order.

SCR 21, as co-authored, was read at length as follows, adopted upon motion of Senator Baldwin, and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 21—By Baldwin, Shoemake, Mahan, Collins, Breeden, McSpadden, Fine, Boechar, Miskovsky, Cartwright (Bryan), Herndon, Easterly, Tipps, Kerr, Stipe, Hall, King, Field, Dacus, Walker, Hope, Cowden, McClendon, McColgin, Hamilton, Cobb and Sandlin.

A CONCURRENT RESOLUTION TAKING NOTICE OF THE DESIRABILITY OF HAVING MEMBERS OF THE OKLAHOMA LEGISLATURE IN THE NATIONAL EDUCATION ASSOCIATION TOUR OF RUSSIA NEXT AUTUMN; DIRECTING THE EXECUTIVE COUNCIL OF THE LEGISLATIVE COUNCIL TO APPOINT ONE (1) MEMBER OF THE STATE SENATE AND ONE (1) MEMBER OF THE HOUSE OF REPRESENTATIVES TO PARTICIPATE IN THAT TOUR AND REPORT THEREON TO THE TWENTY-EIGHTH LEGISLATURE;

AND AUTHORIZING THE PAYMENT OF SUCH MEMBERS' EXPENSES.

WHEREAS, Our entire Nation has recently become aware of the importance of maintaining an educational system which keeps pace with that of Russia, and has become aware that the comparative merits and methods of the American and Russian educational systems are of great importance to this country; and

WHEREAS, Education in our form of Government is a matter of local concern and operation, and is not conducted on a national basis; and

WHEREAS, It is therefore desirable that some members of the various State Governments in this country acquire first hand knowledge of the Russian educational system whenever it is feasible and practical to do so; and

WHEREAS, The National Education Association and other professional educators associations are sponsoring a tour of Russia, beginning on October 3, 1959, at New York City, and ending on November 3, 1959, at the same point, and such tour has been arranged for a cost per member greatly less than that which would be incurred by private travel.

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

SECTION 1. The Executive Committee of the State Legislative Council is hereby authorized and directed to appoint one (1) member of the Oklahoma State Senate and one (1) member of the House of Representatives to participate in the tour referred to in this Resolution, and to report on their observations during such tour to their respective Houses during the Twenty-

Eighth Session of the Oklahoma Legislature.

SECTION 2. The expenses of the two (2) Legislators so appointed, incurred during such tour and during their travel from their homes in Oklahoma, shall be reimbursed in the manner provided by law.

By unanimous consent, **SR 48**, by McSpadden, was introduced, following which Senators Miskovsky, Mahan, Pitcher, Collins, Herndon and Stipe asked to be made co-authors, which was the order.

SR 48, as co-authored, was read at length as follows, adopted upon motion of Senator McSpadden, and referred for enrollment:

SENATE RESOLUTION NO. 48—By McSpadden, Miskovsky, Mahan, Pitcher, Collins, Herndon and Stipe.

A RESOLUTION TAKING COGNIZANCE OF THE DESIRABILITY OF IMPOSING THE SAME TOLL FOR "ONE-HALF TON PICKUPS" AS IS CHARGED FOR AUTOMOBILES, ON OKLAHOMA TURNPIKES; AND EXPRESSING THE SENSE OF THE OKLAHOMA STATE SENATE THAT THE OKLAHOMA TURNPIKE AUTHORITY SHOULD ADOPT THIS POLICY AS SOON AS POSSIBLE.

WHEREAS, Many of the rural people of Oklahoma own and use vehicles generally referred to as "one-half ton pick-ups," both as farm transportation and as their family travel conveyance; and

WHEREAS, It has recently come to the attention of the Oklahoma Legislature that this type of vehicle is charged a higher fee for the use of State Turnpikes than is charged for automobiles of conventional type; and

WHEREAS, This practice therefore constitutes a probably inadvertent, but none the less real, discrimination against the rural people who desire to use our turnpikes; and

WHEREAS, The means of financing turnpikes involves a trust agreement which affects the manner in which toll rates are changed, and it is therefore inappropriate that the Legislature enact a measure having the force and effect of law but it is none the less appropriate that the Legislature make known its consensus with respect to equitable toll rates on our turnpikes.

NOW, THEREFORE, BE IT RESOLVED BY THE OKLAHOMA STATE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That it is the sense of this Body that the tolls and fees charged on our State turnpikes for "one-half ton pick-up" when they are being used exclusively for passenger transportation, should be the same as those charged for standard or conventional type automobiles. The Oklahoma Turnpike Authority is hereby officially requested to take such steps, through consultation with its regularly designated traffic engineer and the turnpike bond holders, and in accordance with any applicable provisions of the Turnpike Trust Agreement, as will enable it to facilitate the equitable adjustment of toll fees referred to in this Resolution.

SECTION 2. A copy of this Resolution shall be sent to the Oklahoma Turnpike Authority.

GENERAL ORDER

Upon motion of Senator Hope, **SB 174**, by Senate Committee on Municipal Government, was ordered withdrawn from the Calendar and referred to the Committee on Appropriations and Budget.

GENERAL ORDER

HB 697, by Haworth et al of the House and Bailey, Grantham, Cowden, Tipps, Miskovsky, McSpadden, Carrier

and Land of the Senate, was taken up for consideration.

Senator Stipe moved that **HB 697** be read and considered section by section.

Senator Shoemake, as a substitute, moved that Senate amendments on the Clerk's desk be taken up for consideration, which motion was declared adopted.

Senator Hamilton moved to amend **HB 697**, line 17, page 17, by striking after the word "and" and before the word "members" the word and figure, "two (2)" and inserting in lieu thereof the word and figure "three (3)," which amendment was adopted upon motion of Senator Bailey.

Senator Hall moved to amend **HB 697**, as follows:

Lines 12 and 13 of the title by striking the words "NOMINATION AND ELECTION" and inserting in lieu thereof the words "APPOINTMENT AND TERMS;" line 7, page 12, by striking the period after the word "member" and inserting after the word "member" and before the word "One" the words, "appointed by the Governor, by and with the consent of the Senate"; lines 8 and 10, page 12, by striking the word "elected" and inserting in lieu thereof the word "appointed"; by striking all of lines 14 and 15, page 12 and inserting in lieu thereof the following "five (5) members of the Board of Governors hereinabove provided are appointed and qualified" and on pages 15 and 16, by striking all of Section 9 and renumbering the succeeding sections accordingly, which amendment was tabled upon motion of Senator Bailey, the roll call thereon being as follows:

Aye: Bailey, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Easterly, Field, Fine, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Shoemake, Wilson (Beckham), Wilson (Greer).—23.

Nay: Allen, Baldwin, Breeden, Cobb, Collins, Dacus, Hall, Hamilton, Herndon, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent.—19.

Not Voting: Boecher, Walker.—2.

Senator Stipe moved to amend **HB 697**, line 17, page 21, by striking the remainder of Section 17 after the word "provided."

President Pro Tempore Garvin presiding.

Senator Boecher asked to be shown excused for the remainder of this legislative day, which was the order.

The vote occurring on the Stipe amendment, it was declared adopted.

Senator Hamilton moved to amend **HB 697**, by striking lines 15, 16, 17 and 18, page 23 and lines 1, 2, 3 and 4, page 24, and inserting in lieu thereof the following: "One (1) member will be appointed from the second and eighth districts to serve a term of three (3) years; one (1) member will be appointed from the first and fourth districts to serve a term of two (2) years; one (1) member will be appointed from the third and seventh districts to serve for a term of two (2) years; and one (1) member will be appointed from the fifth and sixth districts to serve for a term of (1) year," which amendment was declared adopted upon motion of Senator Bailey.

Senator Ritzhaupt moved to amend **HB 697**, line 4, page 35, by striking Section 23 and renumbering remaining sections, which amendment was declared failed of adoption.

Senator Stipe moved to amend **HB 697**, line 11, page 65, by adding after the word "thereof" a new paragraph as follows: "Provided however a dental laboratory technician is hereby authorized to service dental appliances by repairing and such, which requires no work in the mouth, without authorization of a dentist," which amendment

was tabled upon motion of Senator Shoemake.

Senator Ritzhaupt moved to amend **HB 697**, line 12½, page 37, by adding: "This Section shall not apply to any dentist now in the actual practice of dentistry" which amendment was adopted upon motion of Senator Bailey.

Senators Shoemake, Payne, McColgin, Wilson (Greer), Field and Ritzhaupt asked to be made co-authors of **HB 697**, as amended, which was the order.

Upon motion of Senator Bailey, **HB 697**, as amended, was advanced to engrossment

By unanimous consent, upon motion of Senator Bailey, the rules of the Senate were suspended and **HB 697**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 697 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: Hall, Stipe.—2.

Excused: Boecher.—1.

Not Voting: Allen, Herndon, McClendon, Tipps.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Gar-

vin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: Hall, Stipe.—2.

Excused: Boecher.—1.

Not Voting: Allen, Herndon, McClenodon, Tipps.—4.

The emergency was declared passed.

HB 697, as amended, was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the rejection of Conference Committee Report on Engrossed **HB 538** and requesting that said Bill be sent to the General Conference Committee on Appropriations.

Senator Hope moved that the request of the Honorable House, relative to **HB 538**, be granted and the bill be referred to the General Conference Committee on Appropriations, which motion was declared adopted.

Senator Easterly moved that the vote be reconsidered by which the Hope motion was adopted, which motion was declared adopted.

Further consideration of the request of the Honorable House relative to **HB 538** was deferred for this legislative day.

Upon motion of Senator Shoemake, one hundred (100) copies of **HB 753** was ordered mimeographed.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Harris moved that the vote be reconsidered by which **SB 308** failed of passage.

Senator Wilson (Beckham) moved that when the Clerk's desk is cleared the Senate adjourn to meet as provided under the rules, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 518, HBs 518, 546, 578 and 818, and SBs 173 and 330 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HJR 518, HBs 518, 546, 578 and 818**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 173 and 330** 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:

SB 337—Privileges and Elections.

HB 687—Planning and Resources.

DO PASS, as amended:

SJR 31—Senate and Legislative Affairs.

SB 324—Senate and Legislative Affairs.

HB 867—Municipal Government.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 870 — By Nichols and Green. An Act relating to the conservation of natural resources; amending: 82 O. S. 1951, § 532, as amended, which defines terms in conservancy act, by defining three as number of weeks which constitute "publication"; 82 O. S. 1951, § 543, relating to court cost deposits, by requiring Twenty-five Dollars (\$25.00) deposit; 82 O. S. 1951, § 561, as amended, relating to directors of conservancy districts, by requiring all directors to be residents of district; 82

O. S. 1951, § 565, as amended, relating to district improvement plans, by making certain provisions for filing thereof, and protest thereto; 82 O. S. 1951, § 605, relating to appraisal records, by making certain units thereof relate to three hundred twenty (320) acres; 82 O. S. 1951, § 630, relating to conservancy district funds, by making new provisions with respect to expenditure and transfer thereof; 82 O. S. 1951, § 632, relating to districts' authority to borrow money, by prescribing certain limitations and prerequisites therefor; 82 O. S. 1951, § 633, relating to district treasurer's duties by providing that certain assessments shall not be collected by him; 82 O. S. 1951 § 634, relating to assessments, by requiring court confirmation therefor; 82 O. S. 1951, § 636, relating to bonds and indebtedness, by requiring approval of sixty percent (60%) of owners of assessed property; 82 O. S. 1951, § 686, providing certain interpretations for purposes of Act, by making conservancy districts, heretofore or hereafter created, improvement districts in constitutional sense; providing for severability; and declaring an emergency.

HB 883—By Howard—An Act relating to crimes and punishments; amending 21 O. S. 1951 § 1503, which prohibits defrauding hotels, inns, and certain similar establishments, by adding owners of motels to protected class; providing for severability; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 548**.

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

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 550—By Jones and Jumper, of the House, and McClendon, of the Senate.—A concurrent resolution taking official notice of the accomplishments of the Broken Bow High School Track Team and commending the team and its coaches on their dedication and skill; and directing the disposition of copies hereof.

President Pro Tempore Garvin ordered **HCR 550** placed upon the Calendar under Pending Senate Action.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 644, 724, 737, 732** each, as amended.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 567** and requesting Conference.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to Engrossed **HB 630**.

President Pro Tempore Garvin, having been authorized to appoint Senate Conferees, appointed as conferees under the following Bill the Senators named:

HB 531: Senators Harris, Kerr and Payne.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p. m. tomorrow.

Eighty-sixth Legislative Day

Wednesday, June 3, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Dacus, Hope, Tipps.—3.

The President Pro Tempore declared 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:

HB 634—Insurance.

HB 761—Insurance.

HB 807—Insurance — Co-authored by Morford.

HB 839—Education.

HB 845—Insurance.

HB 846—Insurance.

HB 919—Education.

WITHOUT RECOMMENDATION:

HB 717—Insurance.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 21, SJR 26, SBs 43 and 175 each correctly engrossed.

Engrossed **SCR 21**, Engrossed **SJR 26** and Engrossed **SBs 43 and 175** 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 343—Judiciary.

SB 344—Judiciary.

SJR 33—Senator Miskovsky moved that **SJR 33** be placed on the Calendar without reference to a committee, which motion was tabled upon motion of Senator Wilson (Beckham), the roll call thereon being as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Garvin, Hall, Harris, Kerr, King, Land, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Wilson (Beckham), Wilson (Greer).—23.

Nay: Allen, Boecher, Cobb, Fine, Grantham, Hamilton, Herndon, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Sandlin, Stipe, Trent, Walker.—16.

Excused: Dacus, Hope, Tipps.—3.

Not Voting: Easterly, Field.—2.

Senator Miskovsky moved that **SJR**

33 be referred to the Committee on Roads and Highways.

Senator Ritzhaupt, as a substitute, moved that **SJR 33** be referred to the Committee on Constitutional Amendments, Initiative and Referendum and Code Revision.

Senator Stipe, in lieu of all pending motions, moved that **SJR 33** be referred to the Committee on State and Federal Government.

Senators Hope and Dacus asked to be recorded present, which was the order.

Senator Stipe asked unanimous consent that he be allowed to withdraw his motion, and move that **SJR 33** be referred to the Committee on Privileges and Elections, to which objection was voiced.

Senator Stipe moved to amend his motion to provide that **SJR 33** be referred to the Committee on Privileges and Elections rather than to the Committee on State and Federal Government, which motion was tabled upon motion of Senator Payne.

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

Senator Wilson (Beckham) moved to table the Stipe motion, which motion prevailed.

Senator Miskovsky moved that the Ritzhaupt motion lie on the table, which motion failed of adoption.

Senator Field asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Cobb asked unanimous consent that the rules of the Senate be suspended, and that **SJR 33** be referred to a Committee composed of the members of the Committees on Constitutional Amendments, Initiative and Referendum and Code Revision and Roads and Highways, which was the order.

HB 556—Public Health, then Appropriations and Budget.

HB 647—Privileges and Elections.

HB 784—Public Safety.

HB 852—Privileges and Elections.

HB 882—Judiciary.

HB 894—Education.

HB 870—Judiciary.

HB 883—Criminal Jurisprudence.

HJR 541—Education.

Senator Hope asked to be shown excused until such time as he returns to the Chamber, which was the order.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 876—By Howard, McCune and Bradley (Tulsa) of the House and Walker of the Senate—An Act relating to primary elections; amending 26 O. S. 1951 § 113; providing that candidates for Presidential Elector shall not participate in runoff primary elections; and declaring an emergency.

HB 893—By Howard, McCune, Bradley (Tulsa) and Ruby of the House and Land and Shoemake of the Senate—An Act relating to elections, regarding registrations for voting and transfers of registrations; amending Section 1, Chapter 4b, Title 26, page 182, Oklahoma Session Laws 1957; Section 6, Senate Bill 138, Special Acts, pages 566 and 567, Oklahoma Session Laws 1953; 26 O. S. 1951, § 101c (e), as amended; 26 O. S. 1951, § 101e, as amended; and 26 O. S. 1951, § 101f; providing that an elector's registration shall be canceled if said elector fails to vote in a given four-year period, providing registrations canceled for failure to vote in three (3) consecutive state-wide elections since January 1, 1957, and before the effective date of this act be reinstated; providing certain times for transferring registrations; and declaring an emergency.

HB 917—By Howard, Johnston, Mc-

Gahey, Hopkins and Forsythe—An Act relating to County Officers; amending Section 22, Chapter 19 Aa, Title 19, page 172, Oklahoma Session Laws 1955, which provides appeals from county boards of adjustment, by adding boards and councils to class from whom appeals might be taken; and declaring an emergency.

HB 923—By Ruby of the House and Shoemake of the Senate—An Act relating to juvenile officers, amending 10 O. S. 1951, § 127.5, relating to salaries of juvenile officers in certain counties, by increasing the authorized salary range of such officers; providing for severability; and declaring an emergency.

HB 924—By Howard, Johnston, McCune, Hopkins and Forsythe—An Act relating to county officers; amending Section 1, Chapter 7b, Title 19, page 156, Oklahoma Session Laws 1955 (19 O. S. Supp. 1957, § 179.19); providing for assistant county attorneys in certain counties; fixing their compensation, by reducing minimum population classification for counties to be covered; providing for severability; 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 **HBs** 814, 815 each as amended.

GENERAL ORDER

HB 610, by Finch of the House and Collins, Herndon and Sandlin of the Senate, was read and considered.

Senator Collins moved to amend **HB 610**, line 2, page 3, by striking after the word and figure, "October 1," the figure, "1960," and inserting the figure, "1959," and amending the title to conform, which amendment was declared adopted.

Upon motion of Senator Collins, **HB 610**, as amended, was advanced to engrossment.

Upon motion of Senator Collins, the rules of the Senate were suspended, and **HB 610**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 610 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Fine, Grantham, Hall, Hamilton, Harris, Kerr, McClendon, McSpadden, Mahan, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Trent, Walker.—22.

Nay: Allen, Berrong, Boecher, Breedren, Carrier, Cobb, Cowden, Easterly, Garvin, Herndon, King, Land, McColgin, Morford, Pitcher, Wilson (Beckham), Wilson (Greer).—17.

Not Voting: Miskovsky, Ritzhaupt, Tipps.—3.

Excused: Field, Hope.—2.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Collins moved to reconsider the vote by which **HB 610** failed of passage.

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

GENERAL ORDER

SB 326, by Cowden, Miskovsky, Stipe, Dacus and Boecher, was taken up for consideration.

Senator Shoemake presiding.

By unanimous consent, upon request

of Senator Cowden, **SB 326** was ordered read and considered section by section.

Section 1 was read.

Senators Ritzhaupt and Collins moved to amend **SB 326**, line 1½, page 3, by adding a new paragraph as follows: "It shall be the duty and obligation of the County Commissioners acting as a unit to meet and consult twice a year with the Good Roads Committee of the Chambers of Commerce of the cities and towns, representative of the school bus and mail routes in the county and prepare a county road program and adopt a number one, two, three, etc., road projects for said county and build, construct, and maintain said roads in conformance with their designations," which amendment failed of adoption.

Senator McClendon moved to amend **SB 326**, line 7, page 2, by adding after the word, "county," and before the period, the words, "as designated by the State Highway Department."

Senator Mahan moved to amend the McClendon amendment by striking the word, "as," and inserting the following "and shall be," which amendment by unanimous consent, upon request of Senator McClendon, was declared adopted.

The vote occurring on the McClendon amendment, as amended, it was declared failed of adoption.

Upon motion of Senator Cowden, Section 1 was declared adopted.

Section 2 was read.

Senator Walker asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Mahan moved to amend **SB 326**, line 2, page 4, after the word, "any," and before the word, "failure," by adding the word, "change," and a comma, which amendment was declared adopted.

Senator Hamilton moved to amend **SB 326**, page 4, by striking after the word,

"projects," on line 1, and before the letter, "a," on line 4, the remainder of line 1, all of lines 2 and 3 and the first portion of line 4 preceding the letter "a," which amendment was declared failed of adoption.

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

Section 3 was read.

Senator Cowden moved to amend **SB 326**, line 8, page 5, by adding after the word, "services," and before the word, "where," the words, "or repairs of road building machinery," which amendment was declared adopted.

Senator Hamilton moved to amend **SB 326**, lines 12 and 13, page 11, by striking after the word, "contract," and before the word, "and," the words, "but not beyond the term of office of such Board of County Commissioners, which amendment was declared adopted.

Senator Hamilton moved to amend **SB 326**, before the word, "Board," on line 15, page 12, by striking the words, "In its discretion, such," and inserting the word, "The;" and on line 16, by striking the word, "may," and inserting the word "shall;" and on line 17, after the word, "sum," inserting the words and figures, "not less than ten per cent (10%)," which amendment was declared failed of adoption.

Senator Breeden moved to amend **SB 326**, line 4½, page 14, by adding a new paragraph as follows: "The County Commissioners shall publish in a newspaper of general circulation in the county the amounts of all bids received, the name of the low bidder and the amount of said bid, and the name of the bidder to whom each contract is awarded, with the amount of the bid thereof," which amendment was declared failed of adoption.

Upon motion of Senator Cowden, Section 3, as amended, was declared adopted.

Section 4 was read.

Senator Mahan moved to amend **SB 326**, page 18, after the word, "than," and before the word, "or," on line 15, strike the words and figures, "twelve (12) months," and insert the words and figures, "five (5) years," and on line 16 strike the words and figures, "One Thousand Dollars (\$1,000.00)" and insert the words and figures, "Ten Thousand Dollars (\$10,000.00)," which amendment was tabled upon motion of Senator Baldwin.

Senator Cowden moved to amend **SB 326**, line 8, page 16, by striking the words and figures, "Five Hundred Dollars (\$500.00)," and substituting the words and figures, "Three Thousand Dollars (\$3,000.00)," which amendment was declared adopted.

Upon motion of Senator Cowden, Section 4, as amended, was declared adopted.

Section 5 was read and adopted upon motion of Senator Cowden.

Section 6 was read.

Senator Cowden moved to amend **SB 326** by striking Section 6 and renumbering all succeeding sections, and amending the title to conform.

Senator Harris, as a substitute, moved to amend **SB 326**, line 9, page 21, by adding after the first word, "and," and before the word, "the," the following: "where practicable to do so,"

Senator Cowden moved to table the Harris amendment, which motion failed of adoption.

The vote occurring on the Harris amendment, it was declared adopted.

Senator Cowden moved that Section 6, as amended, be ordered stricken.

Senator Harris, as a substitute, moved that Section 6, as amended, be adopted, which motion was declared failed of adoption upon a roll call as follows:

Aye: Bailey, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Eas-

terly, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Wilson (Greer).—20.

Nay: Allen, Berrong, Boecher, Breeden, Cobb, Collins, Cowden, Dacus, Fine, Hall, Herndon, Hope, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Sandlin, Trent, Wilson (Beckham).—20.

Excused: Field, Walker.—2.

Not Voting: Carrier, Stipe.—2.

The vote occurring on the Cowden amendment, it was declared adopted.

Section 7 was read.

Senator Allen moved to amend **SB 326**, line 11, page 24, by striking after the word, "interested," the remainder of the line and all of line 12, which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 326**, line 11, page 22, by striking after the word and figure, "Section 7," all of lines 11 to 18, page 22, and all lines 1, 2, 3, 4 and the word, "ment," on line 5, page 23, which amendment was declared adopted.

Upon motion of Senator Cowden, Section 7, as amended, was declared adopted.

Section 8 was read.

Senator Cowden moved to amend **SB 326**, line 7, page 25, by striking after the word "the" and before the word "that" the words "State Highway Director" and insert in lieu thereof the words: "Oklahoma Tax Commission"; lines 13 and 14 strike the words "State Highway Director" and insert the words "Oklahoma Tax Commission" and on lines 15, 16 and 17 strike the words "State Highway Director to immediately notify the Oklahoma Tax Commission in writing, which commission shall" and insert the words "Oklahoma Tax Commission to"; lines 9, 10 and 11, page 26, by striking after the word "until" line 9, the following words: "The State Highway Director shall certify to the Oklahoma Tax Commission in

writing that report required by this Act has" and inserting in lieu thereof the words, "the Oklahoma Tax Commission is satisfied that reports required by this Act have," which amendment was declared adopted.

Senator Wilson (Beckham) moved to amend **SB 326**, line 15, page 25, by striking the words, "of this Act," and adding the words, "of the statutes of this state," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 326**, line 5, page 27, by adding after the words, "State Highways," the words, "within the county from which funds were withheld," which amendment was declared adopted.

Senator Wilson (Beckham) moved to reconsider the vote by which his amendment to line 15, page 25, was adopted, which motion prevailed.

Senator Wilson (Beckham) asked unanimous consent, which was granted, to withdraw his amendment to line 15, page 25.

Upon motion of Senator Cowden, Section 8, as amended, was declared adopted.

Section 9 was read and consideration deferred.

Section 10 was read.

Senator Wilson (Beckham) moved to amend **SB 326**, line 14, page 27, by adding after the word, "Act," and before the word, "shall," the following: "or to set or fix prices of items offered or sold to the Board of County Commissioners," which amendment was declared adopted.

Upon motion of Senator Cowden, Section 10, as amended, was declared adopted.

Referring further to Section 9.

Senators Cowden and Harris moved to amend **SB 326**, lines 6 and 7, page 27, after the word, "of," and before the word, "and," by striking the words, "State Highway Director," and insert-

ing the words, "Oklahoma Tax Commission," which amendment was declared adopted.

Upon motion of Senator Cowden, Section 9, as amended, was declared adopted.

Senator Cobb moved to amend **SB 326**, line 11, page 28, by adding a new section 11 and renumbering succeeding sections as follows: "Section 11. It is further provided that all funds shall be placed in the General Highway Fund of each county," which amendment was declared adopted.

Section 11 was read.

Senator Mahan moved to amend **SB 326**, line 2, page 28, by striking the words and figures, "September 1, 1949," and substituting the words and figures, "January 1, 1960," which amendment was declared adopted.

Upon motion of Senator Cowden, Section 11, as amended, was declared adopted.

Section 12 was read and adopted upon motion of Senator Cowden.

Senator Trent moved to amend **SB 326** by adding a new section to be designated as Section 13 and renumbering succeeding sections: "Provided that any violation under the provisions of this Act constitutes an honest mistake, the provisions of this Act do not apply."

Senator Cowden moved to table the Trent amendment, which motion was declared adopted.

Upon motion of Senator Cowden, the title to **SB 326** was ordered amended to conform to the bill, as amended.

Senators Sandlin, Cartwright (Bryan), Harris, Kerr, King and Land asked to be made co-authors of **SB 326**, as amended, which was the order.

Upon motion of Senator Cowden, **SB 326**, as amended, was advanced to engrossment.

Senator Cowden moved that the rules

be suspended and that **SB 326**, as amended, be considered engrossed and placed upon third reading and final passage, which motion prevailed.

THIRD READING

SB 326 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Harris, Kerr, King, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham).—25.

Nay: Allen, Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, Herndon, Hope, McClendon, McColgin, McSpadden, Mahan, Trent, Wilson (Greer).—14.

Excused: Field, Walker.—2.

Not Voting: Carrier, Stipe, Tipps.—3.
The bill was declared passed.

Senator Mahan moved that the emergency clause to **SB 326** be stricken and the title amended to conform.

Senator Miskovsky, as a substitute, moved that the roll be called, which motion was declared failed of adoption.

The vote occurring on the Mahan motion, it was declared adopted.

SB 326, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Miskovsky asked unanimous consent that the time to reconsider the vote by which **SJR 19** was failed of passage be extended one day, which was the order.

PENDING SENATE CONSIDERATION

HCR 550 was taken up for consideration, read at length as follows, and adopted upon motion of Senator McClendon:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 550—By Jones and Jumper of the House and McClendon of the Senate.

A CONCURRENT RESOLUTION TAKING OFFICIAL NOTICE OF THE ACCOMPLISHMENTS OF THE BROKEN BOW HIGH SCHOOL TRACK TEAM AND COMMENDING THE TEAM AND ITS COACHES ON THEIR DEDICATION AND SKILL; AND DIRECTING THE DISPOSITION OF COPIES HEREOF.

WHEREAS, the High School Track Team of Broken Bow won the Class B State Track Championship at Norman, Oklahoma on May 8 and 9; and

WHEREAS, the winning of a State Athletic Championship in a State with as many fine athletes and athletic programs as the State of Oklahoma is unmistakable evidence of thorough and dedicated teaching on the part of the coaches involved and of honest application and a high degree of skill on the part of the athletes involved; and

WHEREAS, it has been an educational goal since the days of ancient Greece to develop sound young bodies as the repositories for sound minds and it is therefore appropriate that athletic accomplishments of this kind be recognized and commended by the legislative representatives of the people of this State.

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

That Levi Jones, Donal Metcalf, Granville Chandler, Wesley Branstine, O. G. Poole, Walter Joe Smith, Gary Bunch, Billy Clouse, John Jones and Jerry Bailey, players, J. H. Bowman, Howard Minor and Carlos Jackson, Coaches, and

Superintendent Rector Johnson and Principal Forest Carter are all hereby officially commended on their contributions to the success of the Broken Bow Track Team and are hereby heartily congratulated on the winning of the State Class B Championship by that Team; and

BE IT FURTHER RESOLVED that properly prepared copies of this Resolution be sent to each of the above named persons.

Engrossed **HCR 550** was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Senator Fine moved that **SB 242** be ordered withdrawn from the Calendar and referred to the Committee on Roads and Highways for further study, which motion prevailed.

Senator Berrong asked unanimous consent that **SB 187** be withdrawn from the Calendar and referred to the Committee on Business and Industry, which was the order.

Senator Cobb asked that the records show him excused on the next legislative day, which was the order.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet as provided under the rules, which motion prevailed.

FIRST READING

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

SB 345 — By Senate Committee on Criminal Jurisprudence—An Act amending 21 O. S. 1951 § 1021; relating to indecent exposures, obscene writings, pictures, and sound recordings; authorizing certain injunction actions; and declaring an emergency.

SB 346—By Stipe—An Act relating to domestic animals; requiring the owners thereof to restrain the same from running at large in the State of Okla-

homa; repealing 4 O. S. 1951, § 94, as amended; 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 88—Judiciary.

SB 184—Judiciary.

SB 322—Insurance.

SB 338—Judiciary.

SB 340—Judiciary.

HB 795—Privileges and Elections.

HB 803—State and Federal Government.

HB 854—State and Federal Government.

DO PASS, as amended:

SB 331—Judiciary.

HB 674—State and Federal Government—To Revenue and Taxation by previous order.

WITHOUT RECOMMENDATION:

SB 86—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 697 correctly engrossed.

SR 48 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 697** were properly signed and ordered returned to the Honorable House.

Enrolled **SR 48** was properly signed and ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 695—By Finch—An Act relating to barbers; establishing the office of executive secretary-treasurer of the State Board of Barber Examiners; and prescribing the duties, authority, and

remuneration of the office and of certain employees authorized for employment by such officer; amending 59 O. S. 1951, §§ 61, 65, 66, 67, 72, 73, 74, 76, 78, 79, 83 and 88, relating generally to the State Board of Barber Examiners and its duties, authority, fees, procedures, records and qualifications for membership thereof, and to its employees and their duties, procedures, fees, reimbursement, remuneration, authority and qualifications for office, by: Reducing the number of board members, abolishing the office of treasurer of the board, prescribing records to be kept by the executive secretary-treasurer, and an audit thereof, making certain changes with respect to such board's meetings, changing qualifications for licensing by such board, changing the fee and time of examination therefor, increasing the fee for a barber's certificate, allowing applicants for barber's licenses to submit health certificates from personal physicians, requiring examinations for barbers delinquent in renewal of license, prescribing more stringent qualifications for barber's apprentices and requiring a fee from such apprentices, requiring regular inspections of barber shops and prescribing manner of reporting thereon, making violation of minimum price code a ground for suspension or revocation of license, making certain changes with respect to inspections of barber shops and colleges by county health officers, requiring compliance with local ordinances as prerequisite to license, prohibiting apprentices from operating barber shops, making a size and curriculum requirement for barber colleges, and requiring a fee from them; repealing 59 O. S. 1951, §§ 63, 71 and 82, and all other conflicting acts or parts of acts; and declaring an emergency.

HB 826—By Converse, Lance, Hopkins and Cooksey—An Act relating to game and fish; restricting means of commercial fishing; limiting non-commercial net fishing to certain types and sizes of

nets; excepting operations of wildlife authorities from operation of Act; making violation a misdemeanor and providing penalties; providing for certain license fee refunds; repealing 29 O. S. 1951, §§ 222, 223 and 403, and Sections 1, 2, 3, 4 and 5, Chapter 2, Title 29, Pages 214 and 215, Oklahoma Session Laws 1955 (29 O. S. Supp. 1957, §§ 226, 227, 228, 229 and 230); and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 644, 724, 737, 782, 814, 815 and 823.**

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 549.**

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

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 25, 49, 52 and 138,** each as amended.

HAs to **SB 25** read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike all of said **TITLE** of Engrossed Senate Bill No. 25, and insert in lieu thereof:

"AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE SECURITIES COMMISSION; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to **SB 49** read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike all of

said TITLE of Engrossed Senate Bill No. 49, and insert in lieu therefor:

"AN ACT MAKING APPROPRIATIONS TO THE OKLAHOMA EDUCATIONAL TELEVISION AUTHORITY; EMERGENCY; AMENDED FOR CONFERENCE."

and

Add, Immediately following the TITLE, the following words:

"BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:"

HA to **SB 52** read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike all of said TITLE of Engrossed Senate Bill No. 52, and insert in lieu therefor:

"AN ACT MAKING APPROPRIATIONS TO THE STATE DEPARTMENT OF AGRICULTURE; EMERGENCY; AMENDED FOR CONFERENCE."

HA to **SB 138** read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike all of said TITLE of Engrossed Senate Bill No. 138, and insert in lieu therefor:

"AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF CIVIL DEFENSE; EMERGENCY; AMENDED FOR CONFERENCE."

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 713**, requesting Conference and referring the Bill to General Conference Committee on Appropriations.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 551**.

Senator Baldwin asked for immediate consideration of **HCR 551**, which was granted.

HCR 551 was read at length as fol-

lows and adopted upon motion of Senator Baldwin:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 551—By Goodfellow and Kardokus of the House and Baldwin of the Senate.

A CONCURRENT RESOLUTION TAKING NOTICE OF THE IMPORTANCE OF 4-H CLUB WORK TO THE STATE OF OKLAHOMA; CONGRATULATING 4-H CLUB LEADERS AND CONTESTANTS OF CADDO COUNTY FOR RECENT ACHIEVEMENTS AT THE ANNUAL STATE-WIDE ROUNDUP; AND DIRECTING DISTRIBUTION OF COPIES HEREOF.

WHEREAS, Thousands of boys and girls in the State of Oklahoma have received invaluable training and have enjoyed associations of lasting and permanent benefit through participation and work in the 4-H Clubs of this State; and

WHEREAS, This program has incalculable merit for the people of this State, inasmuch as no finer character-building program for young people of rural areas is available anywhere; and

WHEREAS, 1959 constitutes the Fiftieth Anniversary in which this great program has been conducted in the State of Oklahoma; and

WHEREAS, The thirty-eighth annual State-wide 4-H Roundup was recently held at Stillwater, Oklahoma, and it is appropriate that the County 4-H Club leaders and local leaders and participants from the outstanding delegation from Caddo County be recognized for their achievements by the Oklahoma Legislature.

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

SECTION 1. The members of the

Twenty-seventh Oklahoma Legislature do hereby commend the 4-H Clubs of Oklahoma and their leaders for the outstanding and beneficial program conducted in this State during the past fifty (50) years, and do hereby officially commend and congratulate the following leaders in the Caddo County 4-H Club movement for the achievements referred to:

Harold Liles, County Agent, Wilbur Tripp, Assistant County Agent, and Martha Schultz, Home Demonstration Agent, for county leadership in the 4-H Club program; Danny Streun and Garvin Isaacs of the Alfalfa Schools for winning first place in an Agricultural Engineering demonstration; Terry Paul Erman and Richard Paul Brent of the Alden School for winning first place in the Crops Demonstration; Jimmy Steve Massey, President of Caddo County 4-H Clubs, of the Lookeba High School, for winning second place in the

4-H Public Speaking contest losing to the first place winner in the grand finals by only one-tenth (1/10) of one (1) point; Gail Willis of the Alfalfa School for winning a Blue Ribbon in the speech contest in the classification of Illustrated Lecture; Bonnie Reid of the Alfalfa School for winning a Blue Ribbon in the Cooperative Speech contest division; and Linda Davidson of Eakly for winning a Blue Ribbon in the speech contest under the classification of "4-H Talk."

SECTION 2. Properly prepared copies of this Resolution shall be presented to each of the above named persons.

Engrossed **HCR 551** was properly signed and ordered returned to the Honorable House.

As provided under the Wilson (Beckham) motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m. tomorrow.

Eighty-seventh Legislative Day

Thursday, June 4, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Carrier, Cobb, Pitcher, Sandlin, Shoemake.—5.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator Berrong asked unanimous consent that Karen Adams of Hobart, six year old granddaughter of Senator Dacus, be made an Honorary Journal Clerk for this legislative day, which was the order.

Senator Harris asked unanimous consent that Mark and Con Rice be made Honorary Pages for this legislative day, which was the order.

Senator Wilson (Greer) asked unanimous consent that Nancy Campbell be made an Honorary Page for this legislative day, which was the order.

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:

SJR 32—Business and Industry.

HB 857—Insurance — Co-authored by Field.

President Pro Tempore Garvin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 326 correctly engrossed.

Engrossed **SB 326** 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 345—Criminal Jurisprudence.

SB 346—State and Federal Government.

HB 876—Privileges and Elections.

HB 893—Privileges and Elections.

HB 917—County Government.

HB 923—County Government.

HB 924—County Government.

HB 695—Business and Industry.

HB 826—Game and Fish.

Senator Boecher asked to be shown

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 692 — By Committee on Higher Education of the House and Committee on Education of the Senate—An Act making appropriations for regional cooperation of southern states for educational opportunities; emergency; amended for conference.

HB 873—By Nance, Langley, Taliaferro, Nichols and Mitchell—An Act relating to motor vehicle taxes; providing that all motor vehicle taxes, fees, and moneys belonging to the state collected by motor license agents shall be safeguarded by requiring such agents to deposit all such moneys in special motor vehicle tax accounts in banks, separate from their personal funds; providing that such accounts shall not be withdrawn except in making remittances to the Oklahoma Tax Commission of moneys due from the agents to the State of Oklahoma; providing that all checks accepted or received by such agents for taxes or fees must be deposited in said special tax account; authorizing the tax commission to make rules and regulations regarding the handling and remitting of such moneys; providing that this Act shall have no affect upon the liability of motor license agents or their sureties on such agents' bonds; requiring the immediate removal of agents failing or refusing to comply with the provisions hereof; and declaring an emergency.

HB 895 — By Roberts, Clark and Howze — An Act relating to public health; vitalizing the Constitutional Amendment proposed by House Joint Resolution No. 518 of Twenty-seventh Oklahoma Legislature, if and when the same is adopted; providing for severability; and providing an effective date.

HB 912—By Nance—An Act relating

to motor vehicle taxes; pertaining to the license registration and excise taxes thereon; adding a new section to the motor vehicle license and registration Act to provide that, for the purposes of license and registration fees, the manufacturer's factory delivered price of motor vehicles manufactured outside the United States shall be the port or point of entry gross price or value determined by the Oklahoma Tax Commission as herein provided; amending 47 O. S. 1951, Section 52c, as amended by Section 1, Chapter 2, Title 47, Oklahoma Session Laws 1955; fixing the value of motor vehicles imported into the United States for excise tax purposes; and declaring an emergency.

HB 928—By Metcalf of the House and Dacus of the Senate—An Act relating to children; amending 10 O. S. 1951, § 114.2, as amended, which relates to examination for mental illness of children subject to admission to a state training school, by changing place of such examination; providing for severability; and declaring an emergency.

HB 760—By Rogers—An Act relating to chiropody; amending Section 2, Chapter 4, Title 59, Page 308, Oklahoma Session Laws 1955 (59 O. S. Supp. 1957, § 137); changing qualifications of members of Oklahoma State Board of Chiropody; and declaring an emergency.

HB 850—By Baggett—An Act relating to conveyances; amending 16 O. S. 1951 § 37b, relating to foreign executions and acknowledgments, by making that section prospective in application; and declaring an emergency.

HB 853—By Nance—An Act relating to crimes and punishments; providing the circumstances under which a sentence of death imposed by a judge upon a plea of guilty shall be executed; providing automatic appeals and review; and declaring an emergency.

HB 819—By Fuller and Baggett—An Act relating to securities; providing a short title; defining terms; providing

for the simplification of transfers of stocks, bonds, debentures, notes or other corporate securities registered in the name of a person who is, or who is described as, a fiduciary; prescribing the duties, obligations, and immunities of corporations, transfer agents and other persons with respect to such transfers; providing for the assertion of adverse claims to such securities; prescribing the territorial application of this Act; providing that this Act shall not affect the obligations of corporations or transfer agents with respect to taxes imposed by this state; repealing conflicting laws and parts of laws: providing for severability; and declaring an emergency.

HB 899—By Shoemake—An Act relating to the State Industrial Court; authorizing that court to reproduce documents and charge therefor; limiting fund accruing therefrom; providing for severability; and declaring an emergency.

HB 913—By Garrison—An Act relating to education: amending 70 O. S. 1951, § 1-16. as amended by Section 1, Chapter A, Title 70, Page 416, Oklahoma Session Laws 1955 (70 O. S. Supp., 1957, § 1-16) which relates to eligibility of pupils to attend without tuition, by allowing certain underage transferred children to attend without tuition; and declaring an emergency.

HB 848—By Bond (Marshall), Green, Howe and Bower—An Act to make the possession, sale or distribution of live or unattenuated virulent hog cholera virus unlawful in Oklahoma; with certain exceptions; and providing a penalty.

HB 849—By Shibley—An Act amending Sections 1220.1 and 1220.3, Title 68, Oklahoma Statutes, 1951; levying an excise tax on petroleum oil produced in this state; providing for the deposit, apportionment and use of proceeds of excise tax levied on petroleum oil, natural gas and/or casinghead gas; and declaring an emergency.

HB 855 — By Shoemake, Murrow, Clark, Buckler, Roberts, Lynch, Wolf, Greenhaw, Garrison, Taliaferro, Sparger, Wilkerson, Sparkman, McGahey, Cook, Etling and Meacham of the House and Tipps of the Senate—An Act making an appropriation to the War Veterans Commission; declaring the purpose thereof; providing for the employment of certain labor on the projects authorized hereby and conditions thereon; making the Board of Public Affairs the contracting agency, and prescribing certain other responsibilities for that board; requiring certain services and equipment from the State Highway Department; making appropriation nonfiscal; providing for severability; and declaring an emergency.

HB 862—By Levergood of the House and Hope of the Senate—An Act relating to Title 17, Chapter 9, O. S. Statutes 1951; adding a new section pertaining to certain reporters' salaries; and declaring an emergency.

HB 889—By Buckler—An Act relating to professions and occupations; making it unlawful to act or practice as a professional sanitarian or sanitarian in training without certificate of registration; making such act a misdemeanor; and fixing penalties therefor: providing for severability; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising that the following numbered bills have been referred to the General Conference Committee on Appropriations: **HBs** 539, 551, 561, 580, 582, 625 and 772.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs** 28, 33, 42, 48, 51, 62, 65, 83, 115, 137, 161, 207, 273, and **SJR** 16 and referral of bills and resolution to

General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising names of Conferees on Engrossed House Bills as follows:

HB 531: Ogden, Chairman, Dyer, Cooksey, Bouse and Wolf.

HB 720: Gotcher, Chairman, Wolf and Reneau.

GENERAL ORDER

SB 316, by Allen, Wilson (Greer), Cobb, Morford, Berrong and Dacus was read and considered.

Senator Allen moved to amend **SB 316**, line 8, page 1, by striking after the word, "prices," the words "equal to" and the word, "or," on line 9, page 1, which amendment was declared adopted.

Senator Allen moved to amend **SB 316**, line 8, page 2, by adding a new section numbered Section 1 (c) as follows: "(c) Board shall mean the State Board of Public Affairs," and by renumbering the following subsections and to amend line 9, page 2, by striking the word, "Board," and substituting the word, "Article," which amendment was declared adopted.

Senators Allen and Herndon moved to amend **SB 316**, line 11, page 2, by striking after the word, "stationery," the words, "automotive and road equipment and machinery," which amendment was declared adopted.

Senator Collins moved to amend **SB 316**, line 17, page 2, by adding after the word, "Agency," the words, "except that in the case of the Oklahoma State System of Higher Education and any institution or entity comprising the same," which amendment was declared adopted, by unanimous consent upon request of Senator Allen.

Senator Allen moved to amend **SB 316**, line 10, page 3, by adding after the word "practicable," and before the word, "and," the following: "and approved by

the State Standardization Committee," which amendment was declared adopted.

Senator Allen moved to amend **SB 316**, line 16, page 6, by striking after the word, "specifications," and before the word, "considering," the words, "at a price higher," and substituting the words: "unless the price obtained is at least 2% lower," which amendment was declared adopted.

Senator Allen moved to amend **SB 316**, page 7, by adding a new sentence after line 4 as follows: "If any similar article or articles of equal or lower specifications than shown on the price lists are purchased by any State or County Agency a report shall be made to the State Board of Affairs within 30 days on forms prescribed by the said Board," which amendment was declared adopted.

Senator Allen moved to amend **SB 316**, line 10, page 8, by striking after the word, "price," the words, "equal to or," and substituting the words, "at least two per cent (2%)" which amendment was declared adopted.

Senator Collins moved to amend **SB 316**, line 1, page 9, by inserting a new Section and renumbering the remaining sections: "SECTION 9. Notwithstanding the fact that the mandatory provisions of this Act apply to the Oklahoma State System of Higher Education and any institution or entity comprising the same only insofar as funds appropriated by the Legislature are involved, nothing in this Act shall be construed to prohibit said Oklahoma State System of Higher Education and the institutions and entities comprising the same from using other funds, if they so desire, to make purchases available to them under the provisions of this Act," which amendment was declared adopted.

Upon motion of Senator Allen, **SB 316**, as amended, was advanced to engrossment.

Senator Allen asked unanimous con-

sent that the rules of the Senate be suspended, and that **SB 316**, as amended, be considered engrossed and placed upon third reading and final passage, which motion prevailed.

THIRD READING

SB 316 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Boecher, Carrier, Cobb, Pitcher, Sandlin, Shoemake.—6.

Not Voting: Baldwin, Tipps.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Boecher, Carrier, Cobb, Pitcher, Sandlin, Shoemake.—6.

Not Voting: Baldwin.—1.

The emergency was declared passed.

SB 316, as amended, was referred for engrossment.

GENERAL ORDER

SJR 10, by Allen, Cobb, Field, Fine, Hall, Hamilton, Harris, McSpadden and

Shoemake of the Senate, and Taliaferro, et al of the House, was read and considered.

Upon motion of Senator Allen, **SJR 10** was advanced to engrossment.

Senator Allen asked unanimous consent that the rules of the Senate be suspended, and **SJR 10** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SJR 10 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Boecher, Carrier, Cobb, Pitcher, Sandlin, Shoemake.—6.

Not Voting: Baldwin, Collins, Hall, Hope.—4.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Boecher, Carrier, Cobb, Pitcher, Sandlin, Shoemake.—6.

Not Voting: Baldwin, Collins, Hall, Hope.—4.

The emergency was declared passed.

SJR 10 was referred for engrossment.

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

GENERAL ORDER

SB 279, by Committee on Education, was read and considered.

Upon motion of Senator Fine, **SB 279** was advanced to engrossment.

Upon motion of Senator Fine, the rules of the Senate were suspended, and **SB 279** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 279 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Boecher, Carrier, Cobb, Pitcher, Shoemake.—5.

Not Voting: Collins, Hall.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Boecher, Carrier, Cobb, Pitcher, Shoemake.—5.

Not Voting: Collins, Hall.—2.

The emergency was declared passed.

SB 279 was referred for engrossment.

REFERRING TO HB 638

Senator Hope moved that the Senate request the Honorable House to return **HB 638** for correction, which motion prevailed.

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

GENERAL ORDER

SB 180, by Trent, was read and considered.

Senator Morford moved to amend **SB 180**, line 11, page 2, by striking the letter, "a," before the word, "school," and adding the following: "an adjacent," which amendment was declared adopted.

Senator Sandlin asked to be made co-author of **SB 180**, which was the order.

Upon motion of Senator Trent, **SB 180**, as amended, was advanced to engrossment.

Upon motion of Senator Trent, the rules of the Senate were suspended, and **SB 180**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 180 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe,

Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Morford.—1.

Excused: Boecher, Carrier, Cobb, Pitcher.—4.

Not Voting: Bailey, Collins, Kerr, Ritzhaupt.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Morford.—1.

Excused: Boecher, Carrier, Cobb, Pitcher.—4.

Not Voting: Bailey, Collins, Kerr, Ritzhaupt.—4.

The emergency was declared passed.

SB 180, as amended, was referred for engrossment.

GENERAL ORDER

SB 55, by Allen of the Senate and Cole of the House, was read and considered.

Senators Tipps, Field, Herndon, Baldwin, Hamilton, Easterly, Walker and Cartwright (Seminole) asked to be made co-authors of **SB 55**, which was the order.

Upon motion of Senator Allen, **SB 55** was advanced to engrossment.

Senator Allen asked unanimous consent that the rules be suspended, and that **SB 55** be considered engrossed and placed upon third reading and final passage, which was the order.

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:

Aye: Allen, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Pazoureck, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Boecher, Carrier, Cobb, Pitcher.—4.

Not Voting: Bailey, Breeden, Collins, Mahan, Miskovsky, Payne, Ritzhaupt, Shoemake.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Pazoureck, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Boecher, Carrier, Cobb, Pitcher.—4.

Not Voting: Bailey, Breeden, Collins, Mahan, Miskovsky, Payne, Ritzhaupt, Shoemake.—8.

The emergency was declared passed.

SB 55 was referred for engrossment.

Senator Kerr asked to be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

SB 24, by Hope and Bailey of the Senate and Ruby and Davis of the House, was read and considered.

Upon motion of Senator Hope, the enacting clause of **SB 24** was ordered stricken.

Senator Hamilton moved to amend **SB 24**, line 4, page 3, by striking Section 4

Senator Field moved that the Hamilton motion lie on the table, which by unanimous consent he withdrew.

The vote occurring on the Hamilton amendment, it was declared failed of adoption.

Upon motion of Senator Hope, **SB 24** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended and that **SB 24** be considered engrossed and placed upon third reading and final passage, which was the order.

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:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Hamilton, McClendon.—2.

Excused: Boecher, Carrier, Cobb, Kerr, Pitcher.—5.

Not Voting: Baldwin, McSpadden.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford,

Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Hamilton, McClendon.—2.

Excused: Boecher, Carrier, Cobb, Kerr, Pitcher.—5.

Not Voting: Baldwin, McSpadden.—2.

The emergency was declared passed.

SB 24 was referred for engrossment.

GENERAL ORDER

HB 523, by Arrington, et al, was read and considered.

Senator Hope moved to strike the title to **HB 523** and to substitute the following: "An Act Relating to Higher Education," which amendment was declared adopted.

Upon motion of Senator Hope, **HB 523**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HB 523**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 523 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—36.

Excused: Boecher, Carrier, Cobb, Kerr, Pitcher.—5.

Not Voting: Baldwin, Collins, Wilson (Beckham).—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—36.

Excused: Boecher, Carrier, Cobb, Kerr, Pitcher.—5.

Not Voting: Baldwin, Collins, Wilson (Beckham).—3.

The emergency was declared passed.

HB 523, as amended, was referred for engrossment.

GENERAL ORDER

Senator Sandlin moved that **SB 67**, by Sandlin and King of the Senate and Avey of the House, be ordered stricken from the Calendar, which motion prevailed.

HB 839, by Converse, was read and considered.

Upon motion of Senator Hope, the enacting clause to **HB 839** was ordered stricken.

Upon motion of Senator Hope, **HB 839**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 839**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 839 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus,

Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Boecher, Carrier, Cobb, Kerr, Pitcher.—5.

Not Voting: Collins.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Boecher, Carrier, Cobb, Kerr, Pitcher.—5.

Not Voting: Collins.—1.

The emergency was declared passed.

HB 839, as amended, was referred for engrossment.

GENERAL ORDER

SB 321, by Morford of the Senate and Skaggs of the House, was read and considered.

Senator McClendon asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Morford moved to amend **SB 321**, line 2, page 1, by deleting the phrase, "a felony," and inserting the following: "or is under indictment for any crime against the person involving physical violence or a threat thereof, or conspiracy to commit such a crime," which amendment was declared adopted.

Upon motion of Senator Morford, **SB**

SB 321, as amended, was advanced to engrossment.

Upon motion of Senator Morford, the rules of the Senate were suspended, and **SB 321**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 321 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Boecher, Carrier, Cobb, Kerr, McClendon, Pitcher.—6.

Not Voting: Bailey, Collins.—2.

The bill was declared passed.

Senator Morford moved that the emergency clause to **SB 321** be ordered stricken and the title amended to conform, which motion prevailed.

SB 321, as amended, was referred for engrossment.

GENERAL ORDER

SB 171, by Herndon, Hamilton and McClendon, was read and considered.

Upon motion of Senator Morford, **SB 171** was advanced to engrossment.

Senator Herndon asked unanimous consent that the rules of the Senate be suspended, and that **SB 171** be considered engrossed and placed upon third reading and final passage, which was the order.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, King, Land, McColgin, McSpadden, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Boecher, Carrier, Cobb, Kerr, McClendon, Pitcher.—6.

Not Voting: Collins, Hope, Miskovsky, Morford, Tipps.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, King, Land, McColgin, McSpadden, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Boecher, Carrier, Cobb, Kerr, McClendon, Pitcher.—6.

Not Voting: Collins, Hope, Miskovsky, Morford, Tipps.—5.

The emergency was declared passed.

SB 171 was referred for engrossment.

GENERAL ORDER

SB 80, by King and Sandlin, was read and considered.

Senators Morford, Easterly and Herndon asked to be shown excused until such time as they return to the Chamber, which was the order.

Senator Baldwin presiding.

Upon motion of Senator King, **SB 80** was advanced to engrossment.

Upon motion of Senator King, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson, (Beckham), Wilson (Greer).—32.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Collins, Cowden, Garvin.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson, (Beckham), Wilson (Greer).—32.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Collins, Cowden, Garvin.—3.

The emergency was declared passed.

SB 80 was referred for engrossment.

GENERAL ORDER

SB 81, by King and Sandlin, was read and considered.

Upon motion of Senator King, **SB 81** was advanced to engrossment.

Upon motion of Senator King, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Collins, Cowden.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Collins, Cowden.—2.

The emergency was declared passed.
SB 81 was referred for engrossment.

GENERAL ORDER

SB 301, by Mahan, Payne and Boecher, was read and considered.

Senators Hope, Miskovsky, Tipps, McColgin, Baldwin, Hamilton, Bailey, Dacus, Shoemake, Sandlin, Walker and Ritzhaupt asked to be made co-authors of **SB 301**, which was the order.

Upon motion of Senator Mahan, **SB 301** was advanced to engrossment.

Upon motion of Senator Mahan, the rules of the Senate were suspended, and **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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Land, McColgin, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: King.—1.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Collins, Hall, McSpadden, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne,

Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Collins, Hall, Stipe.—3.

The emergency was declared passed.

SB 301 was referred for engrossment.

Senator Cowden presiding.

MESSAGE FROM THE HOUSE

Returning Engrossed **HB 638**, as requested by the Senate.

Senator Hope moved to reconsider the vote by which **HB 638** was passed, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Baldwin, Collins, Hall, Tipps.—4.

Senator Hope moved to reconsider the vote by which **HB 638** was considered engrossed and placed upon third reading and final passage, which motion prevailed.

Senator Hope moved to reconsider the vote by which **HB 638** was advanced to engrossment, which motion prevailed.

GENERAL ORDER

HB 638 was considered further.

Senators Mahan, Allen, Pazoureck, Dacus, Trent, Payne, Cowden and Sandlin asked to be made co-authors of **HB 638**, which was the order.

Senator Hope asked unanimous con-

sent that the enacting clause to **HB 638** be ordered stricken, which was the order.

Upon motion of Senator Hope, **HB 638**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 638**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 638 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Ritzhaupt, Tipps.—2.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Bailey, Baldwin, Land, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Tipps.—1.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Bailey, Baldwin, Land, Stipe.—4.

The emergency was declared passed.

HB 638, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Miskovsky motion to reconsider the vote by which **SJR 19** failed of passage, it was declared failed of adoption upon a roll call as follows:

Aye: Allen, Berrong, Breeden, Collins, Cowden, Dacus, Hall, Hamilton, Land, McSpadden, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker.—19.

Nay: Baldwin, Cartwright (Bryan), Field, Garvin, Grantham, Harris, Hope, King, McColgin, Ritzhaupt, Wilson (Beckham), Wilson (Greer).—12.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Bailey, Cartwright (Seminole), Fine, Mahan.—4.

GENERAL ORDER

SB 314, by Miskovsky of the Senate and Andrews of the House was read and considered.

Upon motion of Senator Miskovsky **SB 314** was advanced to engrossment.

Senator Miskovsky asked unanimous consent that the rules be suspended and **SB 314** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 314 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Collins,

Cowden, Dacus, Field, Garvin, Grantham, Harris, Hope, King, Land, McColgin, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Hamilton.—1.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Cartwright (Seminole), Fine, Hall, McSpadden, Mahan.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Field, Garvin, Grantham, Harris, Hope, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Hamilton.—1.

Excused: Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, Morford, Pitcher.—9.

Not Voting: Cartwright (Seminole), Fine, Hall, Mahan.—4.

The emergency was declared passed.

SB 314 was referred for engrossment.

GENERAL ORDER

Upon request of Senator Walker, **SJR 15** was stricken from the Calendar.

Upon request of Senator Wilson (Beckham) **SB 244** was withdrawn from the Calendar and referred to the Committee on Senate and Legislative Affairs.

Senator Berrong asked that Senator Bailey be shown excused for the remainder of this legislative day, which was the order.

SB 73, by Committee on Public Health, was read and considered.

Senators Land and Morford moved to

amend **SB 73**, lines 1 and 6, page 2, by inserting after the letter "(a)" and before the word "The" in line 1 the following language: "Except as herein-after otherwise provided" and by adding the following sentence at the end of line 6: "The term 'restaurant' shall not mean or include bakeries, dairies or other places or establishments selling only at wholesale and for consumption off the premises, or county fairs or church socials or the preparation of food or drink for consumption at church socials, or to establishments having less than three employees in addition to the proprietor or proprietors."

Senator Land asked to amend his amendment by striking the words "less than three" and inserting "three or less".

Senator Trent asked unanimous consent, which was granted, as a substitute to amend the Land-Morford amendment by striking the words "less than three" and inserting "six or less", which amendment was declared adopted.

The vote occurring on the Land-Morford amendment, as amended, it was declared adopted.

Upon motion of Senator Ritzhaupt, **SB 73**, as amended, was advanced to engrossment.

Senator Ritzhaupt asked unanimous consent, to which Senator Miskovsky objected, that the vote be reconsidered by which **SB 73**, as amended, was advanced to engrossment.

Senator Ritzhaupt moved that the vote be reconsidered by which **SB 73**, as amended, was advanced to engrossment, which motion was declared adopted.

Senator Ritzhaupt moved that further consideration of **SB 73**, as amended, be deferred for this legislative day, which motion was declared adopted.

Senator Hope presiding.

Senator Cowden presiding.

GENERAL ORDER

SB 74, by Committee on Public Health, was read and considered.

Senator Land moved to amend **SB 74**, lines 3 and 4, page 3, by deleting after the word "wastes" line 3, and before the word "except" on line 4, the following: "including but not limited to domestic and industrial wastes" and by adding after the word "residence" on lines 2 and 3, page 4, the following language: "or a private business or industry", which amendment was declared adopted.

Senator Allen moved to amend **SB 74**, page 4, by adding after line 3, page 4, a new subsection as follows: "2. Any facilities of cities or towns with less than 3,000 population unless the said city or town by action of its governing board elects to come under the provisions of this Act" and renumbering the remaining subsections, which amendment was declared adopted.

Upon motion of Senator Allen, **SB 74**, as amended, was advanced to engrossment.

Senator McSpadden asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Allen asked unanimous consent that the rules of the Senate be suspended and **SB 74**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 74 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breedon, Cartwright (Bryan), Field, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—24.

Nay: Collins, Cowden, Dacus, Mahan, Wilson (Greer).—5.

Excused: Bailey, Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClen-don, McSpadden, Morford, Pitcher.—11.

Not Voting: Cartwright (Seminole), Fine, Garvin, Shoemake.—4.

The bill was declared passed.

Upon motion of Senator Ritzhaupt, the emergency section to **SB 74**, as amended, was ordered stricken and the title amended to conform.

SB 74, as amended, was referred for engrossment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Hope, the Senate refused to concur in **HAs** to Engrossed **SBs 25, 49, 52** and **138**, requesting the Honorable House to grant conferences thereon and referred the bills to the General Conference Committee on Appropriations.

RESOLUTION

Senator Hall asked unanimous consent, which was granted, to introduce the following **SCR**, which was read at length as follows, adopted upon his motion and ordered referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 22—By Hall.

A CONCURRENT RESOLUTION COMMENDING THE FORD TIMES MAGAZINE FOR SERVICE TO THE STATE OF OKLAHOMA IN BRINGING OKLAHOMA TO THE FAVORABLE ATTENTION OF PEOPLE THROUGHOUT THE WORLD.

WHEREAS, the **FORD TIMES MAGAZINE**, a publication of the Ford Motor Company, Dearborn, Michigan, is an outstanding example of a proprietary publication containing material of interest and benefit to the general public, and is distributed free to the public each month by the local Ford dealers throughout the nation, and

WHEREAS, 1,300,000 copies of the Ford Times magazine are circulated each month to approximately 4,000,000 readers throughout the entire world; and

WHEREAS, THE FORD TIMES MAGAZINE has during the past 10 years published more than 35 feature articles on the state of Oklahoma involving full color illustrations, and among these pictures have been 63 paintings especially commissioned by the FORD TIMES magazine depicting the beauties of Oklahoma's landscape and the charm of its cities; and

WHEREAS, the subjects for such articles and pictures have acquainted millions of Americans with the broad scope of Oklahoma in such articles as Broken Arrow, My Favorite Town, Oklahoma's Beautiful Windmill Country, Fishing in Oklahoma, The Arbuckle Mountains, Oklahoma's Biological Station, etc., and many of Oklahoma's fine eating places have also been given national attention as FORD TIMES features; and

WHEREAS, a forthcoming issue of said magazine will feature an article on the historic Cherokee Country of Oklahoma, and will also be an occasion for reproducing in full color five especially commissioned paintings depicting historic landmarks which are for the most part preserved and maintained by agencies of the State of Oklahoma; and other articles on Oklahoma are prepared and will be scheduled in coming months.

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

THAT the Ford Motor Company is hereby commended by the Twenty-Seventh Oklahoma Legislature for the many interesting and valuable public service features contained in its publication, the Ford Times Magazine, and

for the service it has rendered to the State of Oklahoma in acquainting people throughout the entire world with the beauty, resources, historical importance and progress of this State;

AND THAT the following persons are especially commended: Mr. William D. Kennedy, Editor in Chief of the Ford Times Magazine, Mr. Arthur T. Lougee, Executive Editor, Art Director, Mr. Edmund Ware Smith, Managing Editor, and Mr. Charles F. Moore, Jr., Chairman of the Board of Publishers.

AND THAT the Secretary of the State Senate is directed to mail one copy hereof to each of the persons named above, and two copies to the Ford Motor Company.

GENERAL ORDER

SB 337, by King, was read and considered.

Upon motion of Senator King, **SB 337** was advanced to engrossment and third reading.

Senator King asked unanimous consent that the rules be suspended and **SB 337** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 337 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cowden, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgen, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—27.

Excused: Bailey, Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, McSpadden, Pitcher.—10.

Not Voting: Cartwright (Seminole),

Collins, Fine, Mahan, Shoemake, Stipe, Walker.—7.

The bill was declared passed.

Upon motion of Senator King, the emergency section to **SB 337** was ordered stricken and the title amended to conform.

SB 337, as amended, was referred for engrossment.

GENERAL ORDER

SB 338, by Sandlin, Cartwright (Seminole), Pazoureck and Stipe, was read and considered.

Upon motion of Senator Sandlin, **SB 338** was advanced to engrossment.

Senator Sandlin asked unanimous consent that the rules of the Senate be suspended and **SB 338** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 338 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Cartwright (Seminole), Cowden, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, King, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—26.

Nay: Breeden, McColgin.—2.

Excused: Bailey, Boecher, Carrier, Cobb, Easterly, Herndon, Kerr, McClendon, McSpadden, Pitcher.—10.

Not Voting: Cartwright (Bryan), Collins, Fine, Hope, Land, Mahan.—6.

The bill was declared passed.

Upon motion of Senator King, the emergency section to **SB 338** was ordered stricken and the title amended to conform.

SB 338, as amended, was referred for engrossment.

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

GENERAL ORDER

HB 754, by Nichols et al of the House and Berrong, Boecher, Carrier, Cobb, Collins, Dacus, Easterly, Fine, Grantham, Kerr, McColgin and Morford of the Senate, was read and considered.

Senators Walker, Ritzhaupt and Field asked to be made co-authors of **HB 754**, which was the order.

Upon motion of Senator Allen, **HB 754** was advanced to engrossment.

Senator Allen asked unanimous consent that the rules of the Senate be suspended and **HB 754** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 754 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cowden, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Bailey, Boecher, Carrier, Cobb, Easterly, Kerr, McClendon, McSpadden, Pitcher.—9.

Not Voting: Cartwright (Seminole), Collins, Fine, Mahan, Shoemake.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cowden, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin.

Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Bailey, Boecher, Carrier, Cobb, Easterly, Kerr, McClendon, McSpadden, Pitcher.—9.

Not Voting: Cartwright (Seminole), Collins, Fine, Mahan, Shoemake.—5.

The emergency was declared passed.

HB 754, as co-authored, was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 833, by Cartwright et al of the House, was read and considered.

Senator Cartwright (Bryan), asked unanimous consent, which was granted, that further consideration of **HB 833** be deferred for this legislative day.

Senator Allen asked that the record for the next two weeks show him excused, which was the order.

President Pro Tempore Garvin announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

*

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

The Senate, in executive session and upon motion of Senator Land, advised and consented to the confirmation of the executive nomination of WASH HUDSON, of Tulsa, Oklahoma, as a member of the Grand River Dam Authority Board of Directors, effective upon confirmation and ending the second Tuesday in January, 1966.

The Senate, in executive session and upon motion of Senator Hall, advised and consented to the confirmation of the executive nomination of BEN OVVENS, of Miami, Oklahoma, as a mem-

ber of the Board of Directors of the Grand River Dam Authority, for a term effective upon confirmation and ending the second Tuesday in January, 1963.

The Senate, in executive session and upon motion of Senator King, advised and consented to the confirmation of the executive nomination of L. K. SHARPE, of Checotah, Oklahoma, as a member of the Board of Directors of the Grand River Dam Authority, for a term effective upon confirmation and ending the second Tuesday in January, 1961.

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the executive nomination of ANTHONY SUKENIS, of Hartshorne, as a member of the State Mining Board, for a term effective upon confirmation and ending April 19, 1963.

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the executive nomination of CAMBELL CAMERON, of McAlester, as a member of the State Mining Board, for a term effective upon confirmation and ending April 24, 1963.

The Senate, in executive session and upon motion of Senator Trent, advised and consented to the confirmation of the executive nomination of ARTHUR RICHARDSON, of Atoka, Oklahoma, as a member of the State Mining Board, for a term effective upon confirmation and ending April 17, 1963.

The Senate, in executive session and upon motion of Senator Payne, advised and consented to the confirmation of the executive nomination of JOHN T. COLE, of Okmulgee, as a member of the State Mining Board, for a term effective upon confirmation and ending April 17, 1963.

The Senate, in executive session and upon motion of Senator Payne, advised and consented to the confirmation of the executive nomination of JOHN VAN METER, of Henryetta, as a member of the State Mining Board, for a term

effective upon confirmation and ending April 17, 1963.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of R. T. SCOTT, of Oklahoma City, as Chairman of the Oklahoma Motor Vehicle Commission, for a term effective upon confirmation and ending co-terminously with the Governor.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of D. AL HARMON, of Oklahoma City, as an Employer Member of the State Board of Arbitration and Conciliation, for a term effective upon confirmation and ending co-terminously with the Governor.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of ROBERT S. BOWERS, of Oklahoma City, as an Employer Member of the State Board of Arbitration and Conciliation, for a term effective upon confirmation and ending co-terminously with the Governor.

The Senate, in executive session and upon motion of Senator Sandlin, advised and consented to the confirmation of the executive nomination of PAUL BALLINGER, of Holdenville, as a member of the State Insurance Board, for a term effective upon confirmation and ending co-terminously with the Governor.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of PAUL G. DARROUGH, Jr., of Oklahoma City, as the Republican Member of the State Election Board, for a term effective upon confirmation and ending two years from date of confirmation.

The Senate, in executive session and

upon motion of Senator Land, seconded by Senator Miskovsky, advised and consented to the confirmation of the executive nomination of JULIAN J. ROTHBAUM, of Tulsa, as a member of the Board of Regents of the University of Oklahoma, for a period effective upon confirmation and ending March 29, 1966.

The Senate, in executive session and upon motion of Senator Payne, seconded by Senator King, advised and consented to the confirmation of the executive nomination of O. L. LACKEY, of Okmulgee, as a member of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, for a term effective upon confirmation and ending April 2, 1967.

The Senate, in executive session and upon motion of Senator Land, advised and consented to the confirmation of the executive nomination of GLENN HOLLABAUGH, of Broken Arrow, as a member of the State Board of Education, for a term effective upon confirmation and ending April 1, 1965.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, June 8, at 1:30 p. 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 347—By Stipe—An Act relating to turnpikes; amending 69 O. S. 1951, § 655, as amended; relating to powers and duties of turnpike authority and to project priorities; deleting requirements for priority in construction of Oklahoma City-Wichita, Kansas, turnpike in financing other authorized projects; authorizing a turnpike running north on a route East of Madill, Oklahoma, and an exchange thereon near McAlester, Oklahoma, if justified by survey; pro-

viding for severability; and declaring an emergency.

SJR 34—By Morford, Grantham and Easterly of the Senate and Reneau, Murrow and Green of the House—A Resolution relating to the state parks and recreational areas; taking notice of the natural and man-made attractions around Great Salt Plains reservoir in Alfalfa county, of the wide usage made of the recreational facilities by citizens of and visitors to this area, and of the fact that a portion of this reservoir property has been acquired by the Oklahoma Planning and Resources Board as an area for additional recreational development; officially designating such state controlled area and any subsequently acquired adjoining lands as a state park and naming it the Great Salt Plains State Park.

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 510—Public Lands.

HJR 517—Constitutional Amendments, Initiative and Referendum and Code Revision.

HB 708—Military and Veterans Affairs—To Appropriations and Budget by previous order.

DO PASS, as amended:

SCR 6—Criminal Jurisprudence.

HB 703—Appropriations and Budget.

HB 834—Appropriations and Budget.

HB 907—Appropriations and Budget.

HB 927—Appropriations and Budget.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 550** and **551**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 537—By Bullard—A Concurrent Resolution fixing the day and the hour of sine die adjournment of the Regular Session of the Twenty-Seventh Legislature of the State of Oklahoma.

HCR 537 was ordered placed upon the Calendar.

MESSAGE FROM THE HOUSE

Requesting that the Honorable Senate disregard the message of the House dated June 2, 1959, relating to Conference Committee Report on Engrossed **HB 538**.

Upon motion of Senator Wilson (Beckham), the request of the Honorable House to disregard its message dated June 2, RE **HB 538**, was ordered granted.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p. m., Monday, June 8, 1959.

Eighty-eighth Legislative Day

Monday, June 8, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgen, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Allen, Carrier, Cobb, Collins. Easterly, Ritzhaupt.—6.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Joseph S. Young, Rector of St. John's Episcopal Church of Norman.

Senator Harris asked unanimous consent that Marc and Jon Crawford of Lawton be made Honorary Pages for this legislative day, which was the order.

Senator Sandlin asked unanimous consent that King Dan and Mary Ann Rives of Holdenville be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following bill was reported by

the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 825—Joint Committee on Revenue and Taxation and Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 523, 638 and 839, and SCR 22 and SJR 10 and SBs 24, 55, 74, 80, 81, 171, 180, 301, 314, 337 and 338 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 523, 638 and 839**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 22** and Engrossed **SJR 10** and Engrossed **SBs 24, 55, 74, 80, 81, 171, 180, 301, 314, 337 and 338** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bill was introduced and read the first time:

SB 348—By Miskovsky—An Act relating to the public schools of Oklahoma; providing for the reorganization of school districts; establishing county committees and a state committee and prescribing their powers, duties and functions; prescribing the procedure to be followed in reorganizing or changing the identity or altering the boundaries of school districts and fixing the rights and liabilities of school districts in connection therewith; repealing 70 O. S. 1951 §§ 7-1 to 7-6, inclusive, as amend-

ed; making appropriation to carry out the provisions of said Act; referring measure to people for their approval; and ordering a Special Election.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

- SB 347**—Roads and Highways.
- SJR 34**—Parks and Recreation.
- HB 819**—Banks and Banking.
- HB 899**—Judiciary.
- HB 913**—Education.
- HB 760**—Public Health.
- HB 850**—Judiciary.
- HB 853**—Criminal Jurisprudence.
- HB 848**—Public Health.
- HB 849**—Revenue and Taxation.
- HB 855**—Appropriations and Budget.
- HB 862**—Judiciary.
- HB 889**—Public Health.
- HB 692**—Appropriations and Budget.
- HB 873**—Revenue and Taxation.
- HB 895**—Public Health.
- HB 912**—Revenue and Taxation.
- HB 928**—Public Health.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 813—By Rogers—An Act relating to professions and occupations; enlarging power and authority of Oklahoma State Board of Chiropody; making certain Acts unlawful and prescribing penalties therefor; providing exceptions; providing for severability; repealing conflicting laws to extent of conflict.

HB 859—By Belvin, Cook, Shibley, Cox, Shoemaker, Spear, Ham, Nichols, Forsythe, Arrington, Patterson, Daugherty, Hargrave, Greenhaw, Baggett, Shipley, Taliaferro, Green, Murrow, Lance, Graves, Andrews, Watkins, Clark and Hopkins of the House and

Berrong, Kerr and Trent of the Senate—An Act relating to vocational rehabilitation, and prescribing procedures; authorizing and directing State Board of Vocational Education to cooperate with Federal Government in matching, acceptance, allocation, expenditure and administration of funds; authorizing establishment of workshops and other facilities, including but not limited to non-profit workshops and facilities, for certain purposes; authorizing grants to public or private non-profit organizations for certain purposes; authorizing advisory committee for certain purposes; making provisions of this Act cumulative to existing laws; providing provisions hereof shall be severable; providing method of coding; and declaring an emergency.

The above numbered **HBs** were read for the first time.

MESSAGES FROM GOVERNOR

Advising approval by him, June 5, 1959, of Enrolled **SJR 18** and **SBs 107, 150, 208, 220**, entitled:

ENROLLED SENATE JOINT RESOLUTION NO. 18—By Allen, Easterly, Grantham, Kerr, Land, McColgin, Miszkovsky and Wilson (Beckham) of the Senate and Ruby of the House.

A JOINT RESOLUTION RELATING TO LEGISLATIVE PROCEDURES; AUTHORIZING, UNDER CERTAIN CONDITIONS, THE FILING BY MEMBERS AND MEMBERS-ELECT OF LEGISLATIVE BILLS AND RESOLUTIONS PRIOR TO EACH REGULAR LEGISLATIVE SESSION; IMPOSING CERTAIN DUTIES UPON THE SECRETARY OF THE SENATE AND THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES IN RELATION THERETO; ESTABLISHING PRIORITY OF AND PROVIDING PROCEDURE FOR FIRST READING OF SAID PRE-FILED BILLS AND RESOLUTIONS UPON CONVENING OF THE LEGISLATURE; AND REQUIRING

CONSECUTIVE NUMBERING OF BILLS AND RESOLUTIONS INTRODUCED AFTER CONVENING OF THE LEGISLATURE WITH BILLS AND RESOLUTIONS PRE-FILED UNDER THE PROVISIONS OF THIS RESOLUTION.

ENROLLED SENATE BILL NO. 107
—By Wilson (Beckham) of the Senate and Meacham of the House.

AN ACT TO PROVIDE FOR THE REGISTRATION AND PROTECTION OF TRADE-MARKS; AND REPEALING TITLE 78, SECTIONS 1 TO 20, INCLUSIVE, O. S. 1951, FIXING EFFECTIVE DATE OF ACT; MAKING PROVISIONS SEVERABLE.

ENROLLED SENATE BILL NO. 150
—By Tipps, Miskovsky, Allen, Carrier, Field, Grantham, Hamilton, Kerr, Pitcher, Ritzhaupt and Wilson (Greer).

AN ACT RELATING TO LEGAL HOLIDAYS; AMENDING 24 O. S. 1951, § § 82.1, AND 82.2 AS AMENDED. TO PROVIDE THAT VETERANS' DAY SHALL BE A LEGAL HOLIDAY; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 208
—By Hope of the Senate and Ham and Daniel of the House.

AN ACT RELATING TO SPECIAL MOBILIZED MACHINERY; AMENDING 47 O. S. 1951, § § 116.1, 116.3, 116.4 AND 116.5, WHICH PERTAINS TO SIZE, WEIGHT AND LOAD LIMITS OF MOTOR VEHICLES; SUBSTITUTING A LIMIT OF 650 POUNDS PER INCH OF WIDTH OF TIRE PER WHEEL FOR CERTAIN SPECIAL MOBILIZED MACHINERY; PROVIDING FOR A PERMIT FEE IN LIEU OF OTHER FEES; INCLUDING THE CONSTITUTIONAL AD VALOREM TAX; PROVIDING PENALTIES FOR NONCOMPLIANCE; REPEALING ALL CONFLICTING LAWS AND PARTS OF LAWS; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 220
—By Field of the Senate and Bouse of the House.

AN ACT RELATING TO PROFESSIONS; AMENDING 59 O. S. 1951, § 498, AS AMENDED, WHICH PROVIDES FOR DISCRETIONARY ADMISSION OF LICENSED DOCTORS FROM OTHER STATES TO THE PRACTICE OF MEDICINE IN THIS STATE WITHOUT EXAMINATION UNDER CERTAIN CONDITIONS, BY: MAKING ADMISSION MANDATORY WHERE APPLICANTS HAVE CERTAIN QUALIFICATIONS; EXCLUDING CERTAIN APPLICANTS; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

MESSAGE FROM GOVERNOR

Advising approval by him, June 8, 1959, of Enrolled **SJR 21** entitled:

ENROLLED SENATE JOINT RESOLUTION NO. 21—By Mahan and Miskovsky.

A JOINT RESOLUTION RELATING TO LEGISLATIVE COMMITTEES; PROVIDING FOR ADMINISTRATION OF OATHS TO WITNESSES BEFORE SUCH COMMITTEES; AUTHORIZING SUCH COMMITTEES TO COMPEL THE ATTENDANCE OF WITNESSES AND THE PRODUCTION OF EVIDENCE, AND PROVIDING FOR ENFORCEMENT BY THE DISTRICT COURT OR JUDGE THEREOF; MAKING CERTAIN EXCEPTIONS; PROVIDING FOR MILEAGE AND FEES OF WITNESSES; MAKING PROVISIONS THEREOF CUMULATIVE AND SEVERABLE; AND DECLARING AN EMERGENCY.

GENERAL ORDER

SB 303, by Shoemake, was read and considered.

By unanimous consent, upon request of Senator Shoemake, further consid-

eration of **SB 303** was temporarily deferred.

SB 281, by Boecher, was read and considered.

Upon motion of Senator Boecher, **SB 281** was advanced to engrossment.

Senator Boecher asked unanimous consent that the rules of the Senate be suspended, and that **SB 281** be considered engrossed and placed upon third reading and final passage, which was the order.

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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Trent.—1.

Excused: Allen, Carrier, Cobb, Collins, Easterly, Ritzhaupt.—6.

Not Voting: Fine, McClendon, Stipe.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Trent.—1.

Excused: Allen, Carrier, Cobb, Collins, Easterly, Ritzhaupt.—6.

Not Voting: Fine, McClendon, Stipe.—3.

The emergency was declared passed.

SB 281 was referred for engrossment.

Senators Cobb and Ritzhaupt asked to be recorded present, which was the order.

PENDING CONSIDERATION

HCR 539 was considered and by unanimous consent, Senators Land and Miskovsky were made co-authors.

HCR 539, as co-authored, was read at length as follows, and adopted upon motion of Senator Land:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 539 — By Johnston of the House and Hope, Land and Miskovsky of the Senate.

A RESOLUTION OF APPRECIATION AND COMMENDATION OF GENERAL MAXWELL D. TAYLOR, UPON THE EVENT OF HIS RETIREMENT FROM THE ARMY OF THE UNITED STATES AND THE HIGH POSITION OF CHIEF OF STAFF OF THAT ARMY.

WHEREAS, on June 30, 1959, General Maxwell D. Taylor will retire from the active service of his country in the Army of the United States and become a private citizen in the nation which he has defended with unselfish devotion and valor during the course of two great wars; and

WHEREAS, General Taylor is the son of an honored and revered Oklahoma family, Mr. and Mrs. John E. M. Taylor, of Oklahoma City; and it is fitting that a grateful people of the State where his parents have long resided should publicly express their appreciation for his outstanding leadership and services during a most critical period of the history of our country; and

WHEREAS, during his term as Chief of Staff of the Army of the United

States, General Taylor has planned and supervised the transition of the U. S. Army into a mobile, modern and effective striking force, with rare vision and advanced concepts required for survival and defense of our country upon the nuclear battlefields of the future; and

WHEREAS, despite a period of public apathy during his service as Chief of Staff of the Army, his tireless efforts have stimulated the American people and its leaders toward a recognition of the consequences of a nuclear stalemate, under cover of which, the brutal and determined forces of Communism may, without a clear-cut military challenge that would precipitate the horrors of nuclear war, shift the balance of world power by relatively imperceptible stages, unless their progressive aggression is countered by deterrence of properly balanced forces, available for commitment at decisive places and critical times.

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

That, with great pride, the people of the State of Oklahoma recognize General Maxwell D. Taylor as a man of genius, courage and devotion to his country; and he is hereby officially commended for valor upon the field of battle in two great wars, for his example, inspiration and leadership imparted to those under his command, and for the vision with which he has projected the limited available resources to most effectively defend our country against the threats of an unknown and ominous future.

That this Resolution be spread at large upon the official permanent journals of the respective Houses of the Oklahoma Legislature; and that duly authenticated copies hereof be presented to the Honorable Mr. and Mrs. John

E. M. Taylor, and to General Maxwell D. Taylor, as an expression of the sentiments expressed above by the Legislature of the State of Oklahoma.

HCR 539 was properly signed and ordered returned to the Honorable House.

Senator Wilson (Beckham) asked unanimous consent that **HCR 528** be stricken from the Calendar, which was the order.

Senator Wilson (Beckham) asked unanimous consent that **HCR 534** be stricken from the Calendar, which was the order.

GENERAL ORDER

SJR 31, by Cartwright (Seminole) of the Senate and Bullard of the House, was read and considered.

Senators Baldwin, Tipps, Hamilton, Dacus, Trent, Sandlin, Walker, Harris, Pitcher, Pazoureck, Wilson (Greer) and Breeden asked to be made co-authors of **SJR 31**, which was the order.

Upon motion of Senator Cartwright (Seminole), **SJR 31** was advanced to engrossment.

Upon motion of Senator Cartwright (Seminole), the rules of the Senate were suspended, and **SJR 31** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 31 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Baldwin, Boecher, Mahan, Trent.—4.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Baldwin, Boecher, Mahan, Trent.—4.

The emergency was declared passed.

SJR 31 was referred for engrossment.

GENERAL ORDER

SB 303 was considered further.

Upon motion of Senator Shoemake, **SB 303** was advanced to engrossment.

Senator Shoemake asked unanimous consent that the rules of the Senate be suspended, and that **SB 303** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 303 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher,

Ritzhaupt, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Sandlin, Tipps.—2.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Baldwin, Boecher, Hall, Trent.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Sandlin, Tipps.—2.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Baldwin, Boecher, Hall, Trent.—4.

The emergency was declared passed.

SB 303 was referred for engrossment.

GENERAL ORDER

HB 919, by Wolf and Poynor of the House and Bailey of the Senate, was read and considered.

Upon motion of Senator Bailey, **HB 919** was advanced to engrossment.

Senator Bailey asked unanimous consent that the rules of the Senate be suspended, and that **HB 919** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 919 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong,

Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Harris, Herndon, Hope, Kerr, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Greer).—34.

Nay: Hamilton, King, McClendon.—3.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Hall, Shoemake, Wilson (Beckham).—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Harris, Herndon, Hope, Kerr, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Greer).—34.

Nay: Hamilton, King, McClendon.—3.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Hall, Shoemake, Wilson (Beckham).—3.

The emergency was declared passed.

HB 919 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 833, by Cartwright, et al of the House, was read and considered

Senator Hamilton moved to amend **HB 833**, lines 12 through 15, page 2, by striking after the word, "Oklahoma," on line 12 and before the word, "issued," on line 15, the remainder of line 12, all of lines 13 and 14, and the portion of line 15 preceding the word, "issued," and inserting in lieu thereof the words, "according to rules and regulations," which amendment was declared adopted.

Upon motion of Senator Cartwright

(Bryan), **HB 833**, as amended, was advanced to engrossment.

Senator Cartwright (Bryan) asked unanimous consent that the rules of the Senate be suspended, and that **HB 833**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 833 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Allen, Carrier, Collins, Easterly.—4

Not Voting: Bailey, Hall, Morford, Sandlin, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Bailey, Hall, Morford, Sandlin, Stipe.—5.

The emergency was declared passed.

HB 833, as amended, was referred for engrossment.

GENERAL ORDER

SB 327, by Tipps, was read and considered.

Senators Mahan and Trent asked to be made co-authors of **SB 327**, which was the order.

Upon motion of Senator Tipps, **SB 327** was advanced to engrossment.

Senator Tipps asked unanimous consent that the rules of the Senate be suspended, and **SB 327** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 327 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Hamilton.—1.

Excused: Allen, Carrier, Collins, Eas-terly.—4.

Not Voting: Bailey, Boecher, Breeden, Harris, Trent.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wal-

ker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Hamilton.—1.

Excused: Allen, Carrier, Collins, Eas-terly.—4.

Not Voting: Bailey, Boecher, Breeden, Harris, Trent.—5.

The emergency was declared passed.

SB 327 was referred for engrossment.

GENERAL ORDER

SB 282, by Miskovsky, was read and considered.

Senator Fine moved to amend **SB 282**, line 5, page 2, by adding after the word, "tax," and before the word, "for," the following: "excluding a sales tax," which amendment was declared adopted.

Upon motion of Senator Miskovsky, **SB 282**, as amended, was advanced to engrossment.

Senator Miskovsky asked unanimous consent that the rules of the Senate be suspended, and that **SB 282** be considered engrossed and placed upon third reading and final passage, which was the order.

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:

Aye: Bailey, Baldwin, Berrong, Boe-cher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Hall, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Ritzhaupt, Stipe, Tipps, Trent, Walker, Wilson (Greer).—29.

Nay: Grantham, Hamilton, Mahan, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Wilson (Beckham).—9.

Excused: Allen, Carrier, Collins, Eas-terly.—4.

Not Voting: Harris, Hope.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Baldwin, Hamilton, Mahan, Payne, Pazoureck, Pitcher, Shoemake, Wilson (Beckham).—8.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Harris, Hope.—2.

The emergency was declared passed.

SB 282, as amended, was referred for engrossment.

PENDING CONSIDERATION OF HAs

Senator Shoemake moved that the Senate concur in **HAs** to **SB 153**.

Senator Stipe, as a substitute, moved that the Senate refuse to concur in **HAs** to **SB 153** and request a conference, with instructions to the Senate Conferees to make further provision that the self-employed shall file estimates and further that they strike out the two per cent (2%) withholding provided for in **HA** No. 3.

Senator Miskovsky, in lieu of all pending motions, moved that the Senate refuse to concur in **HAs** to **SB 153**, ask for a conference, and instruct Senate Conferees to study the provisions of this measure to the end that they determine if it penalizes the poor and the needy, and excludes the rich, and that this study continue until the next legislature meets and at that time the committee report to the legislature the findings of their study.

President Pro Tempore Garvin held the Miskovsky motion out of order for the reason that the Senate cannot appoint a committee of conferees to be operating in the interim.

Senator Wilson (Beckham) moved the previous question be put.

Senator Mahan asked unanimous consent that the previous question be put, which was the order.

Senator Wilson (Beckham) raised a point of order citing Rule 38-a and stating that the main question (the Shoemake motion) was now before the Senate, which point of order was sustained.

Senator Stipe moved to reconsider the vote by which the previous question was ordered put.

Senator Wilson (Beckham) moved to table the Stipe motion.

Senator Mahan appealed from the ruling of the Chair on sustaining the Wilson (Beckham) point of order.

The question was put, "Shall the Chair be sustained?"

Senator Mahan asked unanimous consent, which was granted, to withdraw his appeal from the decision of the Chair.

Senator Wilson (Beckham) asked unanimous consent that the Stipe motion be now put, which was the order.

The vote occurring on the Stipe motion, it was declared failed of adoption upon a roll call as follows:

Aye: Boecher, Cobb, Fine, Herndon, McClendon, McSpadden, Mahan, Miskovsky, Stipe, Tipps, Wilson (Greer).—11.

Nay: Bailey, Baldwin, Berrong, Breeden, Cowden, Dacus, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham).—26.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Field.—3.

The vote occurring on the Shoemake motion, it was declared adopted.

SB 153, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breed-
en, Cowden, Dacus, Garvin, Hall, Hamil-
ton, Harris, Herndon, Hope, Kerr, King,
Land, McSpadden, Morford, Payne, Pa-
zoureck, Pitcher, Sandlin, Shoemake,
Trent, Wilson (Beckham).—24.

Nay: Boecher, Cartwright (Bryan),
Cobb, Fine, Grantham, McClendon, Ma-
han, Miskovsky, Ritzhaupt, Stipe,
Tipps, Walker, Wilson (Greer).—13.

Excused: Allen, Carrier, Collins, Easterly.—4.

Not Voting: Cartwright (Seminole),
Field, McColgin.—3.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Stipe asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

SB 247, by Allen, Kerr, Field, Cobb, Pazoureck and Grantham, was read and considered.

Senators Kerr and Payne moved to amend **SB 247**, line 15, page 7, by adding after line 15 a new section 3 as follows: "Section 3. The provisions of this Act are cumulative, and shall not be held to be any bar to any other remedy or remedies now existing or hereafter provided by law; and shall in no way or manner affect or prohibit any injunctive action or disciplinary

action against, or any disbarment of any person violating any provision or provisions hereof," and renumber the following sections, which amendment was declared adopted.

Senator Kerr moved to amend **SB 247**, line 14, page 4, by adding after the word, "solicited," and before the comma, the word, "on his behalf," which amendment was declared adopted.

Senators Dacus, Grantham, Ritzhaupt and King asked to be made co-authors of **SB 247**, as amended, which was the order.

Senator Walker asked to be excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Kerr, **SB 247**, as amended, was advanced to engrossment.

Senator Kerr asked unanimous consent, which was granted, that the rules of the Senate be suspended and **SB 247** be 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:

Aye: Bailey, Berrong, Boecher, Cartwright (Bryan), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—28.

Nay: Cartwright (Seminole), Land, McClendon, McColgin, Tipps.—5.

Excused: Allen, Carrier, Collins, Easterly, Stipe, Walker.—6.

Not Voting: Baldwin, Breedon, Cobb, Mahan, Ritzhaupt.—5.

The bill was declared passed.

Upon motion of Senator Kerr, the

emergency section to **SB 247** was ordered stricken and the title amended to conform.

SB 247, as amended, was ordered referred for engrossment.

GENERAL ORDER

SB 324, by Cartwright (Seminole) of the Senate and Ruby of the House, was read and considered.

Upon motion of Senator Cartwright (Seminole), **SB 324** was advanced to engrossment.

By unanimous consent, upon request of Senator Cartwright (Seminole), the rules of the Senate were suspended and **SB 324** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 324 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Wilson (Greer).—32.

Excused: Allen, Carrier, Collins, Easterly, Stipe, Walker.—6.

Not Voting: Cobb, McClendon, McColgin, Mahan, Sandlin, Wilson (Becknam).—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McSpadden, Miskovsky

Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Wilson (Greer).—32.

Excused: Allen, Carrier, Collins, Easterly, Stipe, Walker.—6.

Not Voting: Cobb, McClendon, McColgin, Mahan, Sandlin, Wilson (Beckham).—6.

The emergency was declared passed.

SB 324 was referred for engrossment.

GENERAL ORDER

HCR 535, by Shoemake and Watkins of the House and Tipps of the Senate, was called up for consideration by Senator Grantham.

Senator Grantham moved to amend **HCR 535**, line 6, page 2, by adding after the word "Representative" and before the word "to" the following: "and the President Pro Tempore of the Senate" and on line 7 by striking after the word "of" and before the word "from" the word "one"; by adding the names of Grantham and Mahan, as co-authors, and amending the title of the Resolution to conform, which amendment was declared adopted.

Senator Grantham asked unanimous consent, which was granted, to amend **HCR 535** by adding Representatives Howe and Craig as co-authors of the Resolution.

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

HCR 535, as amended and coauthored was read at length, as follows and adopted upon motion of Senator Grantham:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 535—By Shoemake, Watkins, Howe and Craig of the House, and Tipps, Grantham and Mahan of the Senate.

A RESOLUTION IN PRAISE OF MISS JERRIE COBB; COMMENDING HFR GREAT ACHIEVEMENT IN RECAPTURING FROM THE SOVIET UN-

ION THE WORLD'S SPEED RECORD FOR LIGHT TWIN-ENGINEED AIRCRAFT; DIRECTING THE SPEAKER TO APPOINT A COMMITTEE TO MAKE FORMAL PRESENTATION OF THIS SENTIMENT.

WHEREAS, Miss Jerrie Cobb, attractive Ponca Citian, recently inaugurated the World Flying Congress at Las Vegas, Nevada, by recapturing from the Soviet Union the world's speed record for light twin-engined aircraft; and

WHEREAS, Miss Cobb flew over the 1,242.7 mile rectangular course in an Aero Commander 680E, designed and built in Oklahoma City, for an average speed of 226.148 miles per hour; and

WHEREAS, The official time recorded for this flight was 2.435 miles per hour faster than the speed record established by Petre Zakhoudanine of the Soviet Union in 1953 at 223.713 miles per hour in a Yak II; and

WHEREAS, This feat constituted the second time Miss Cobb has bested the Soviet flyers, her first triumph being in 1957 when she captured the title held by Ivan Tchernov for the world's record for non-stop flying in a twin-engine light plane; and

WHEREAS, This outstanding Oklahoma aviatrix also in 1957 established the world's altitude record for a two-engined aircraft when she flew 30,361 feet over Oklahoma City; and

WHEREAS, This 28-year old Oklahoma daughter, an executive pilot for Aero Designs and Engineering, has through her many flying achievements insured herself and her State a place in the world's History of Flying.

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

SECTION 1. That we hereby warmly

express the great sense of pride that we have because of the outstanding skill and many accomplishments of our own Miss Jerrie Cobb.

SECTION 2. That we officially extend the commendation of this legislative assembly to Miss Cobb for her recent conquest of the new world's speed record for light twin-engined aircraft.

SECTION 3. That we hereby further authorize and direct the Honorable Speaker of the House of Representatives and the President Pro Tempore of the Senate to appoint a committee of ____ from among this legislative body to formally present in person this Resolution as an expression of our sentiments to Miss Jerrie Cobb.

HCR 535, as amended, was ordered referred for engrossment.

HB 699, by McGahey, was read and considered.

Upon motion of Senator Stipe, **HB 699** was advanced to engrossment.

Senator Stipe asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 699** be ordered placed upon third reading and final passage.

THIRD READING

HB 699 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cowden, Dacus, Field, Fine, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Wilson (Greer).—28.

Nay: Cartwright (Bryan), Cartwright (Seminole), Hamilton, Tipps, Trent.—5.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Bailey, Cobb, Garvin, McClendon, Mahan, Wilson (Beckham).—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cowden, Dacus, Field, Fine, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—30.

Nay: Cartwright (Bryan), Cartwright (Seminole), Hamilton, Tipps.—4.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Bailey, Cobb, Garvin, McClendon, Mahan.—5.

The emergency was declared passed.

HB 699 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 653, by Levergood et al of the House and Morford and Grantham of the Senate, was read and considered.

Senator Morford moved to amend **HB 653**, line 6, page 5, by adding an "s" to the word "interest," which amendment was declared adopted.

Senator Morford moved to amend **HB 653**, by striking the title and substituting therefor the following:

AN ACT PROVIDING FOR THE SIMPLIFICATION OF LAND TITLES; PROVIDING THAT ANY PERSON HAVING AN UNBROKEN CHAIN OF TITLE OF RECORD TO ANY INTEREST IN LAND FOR THIRTY-ONE (31) YEARS SHALL AT THE END OF SUCH PERIOD BE DEEMED TO HAVE A MARKETABLE RECORD TITLE THERETO SUBJECT ONLY TO SUCH CLAIMS AND DEFECTS OF TITLE AS ARE NOT BARRED UNDER THIS ACT; EXCLUDING APPLICATION OF THE ACT WHERE THE LAND IS IN THE HOSTILE POSSESSION OF ANOTHER; DEFINING THE

TERM "UNBROKEN CHAIN OF TITLE;" PROVIDING, HOWEVER, THAT ANY INTEREST OR CLAIM ORIGINATING PRIOR TO SUCH THIRTY-ONE (31) YEAR PERIOD MAY BE PRESERVED AND KEPT EFFECTIVE BY FILING A NOTICE THEREOF; PRESCRIBING THE CONTENTS OF SUCH NOTICE AND THE METHOD AND MANNER OF FILING AND INDEXING THEREOF; DESIGNATING THE LEGISLATIVE PURPOSE OF THIS ACT BE THE SIMPLIFYING AND FACILITATING OF LAND TITLE TRANSACTIONS; AND PROVIDING THAT NOTHING CONTAINED IN THIS ACT SHALL EXTEND ANY EXISTING STATUTES OF LIMITATION; FURTHER PROVIDING THAT THE ACT SHALL NOT BAR ANY OWNER OF A MINERAL OR ROYALTY INTEREST WHICH HAS BEEN SEVERED FROM THE SURFACE OF THE LAND, NOR TO BAR ANY LESSEE, GRANTEE, MORTGAGEE, OR SUCCESSOR IN INTEREST OF SUCH OWNER, NOR TO BAR ANY LESSOR OR HIS SUCCESSOR OF RIGHT TO POSSESSION ON EXPIRATION OF ANY LEASE, OR ANY LESSEE OR HIS SUCCESSOR OF HIS RIGHTS IN ANY LEASE; NOR TO BAR ANY INTEREST OF A MORTGAGOR OR MORTGAGEE OF A PUBLIC UTILITY MORTGAGE UNTIL AFTER SUCH INTEREST CLAIMED UNDER THE INSTRUMENT SHALL HAVE BECOME DUE AND PAYABLE; NOR SHALL IT BAR OR EXTINGUISH ANY EASEMENT IN USE OR POSSESSION BY REASON OF FAILURE TO FILE SUCH NOTICE; NOR SHALL IT AFFECT ANY RIGHT, TITLE OR INTEREST IN LAND OWNED BY THE UNITED STATES NOR ANY RIGHT, TITLE, OR INTEREST IN ANY LAND OWNED OR USED BY THE STATE OF OKLAHOMA, OR BY ANY DEPARTMENT, COMMISSION OR POLITICAL SUBDI-

VISION THEREOF," which amendment was adopted.

Upon motion of Senator Morford, **HB 653**, as amended, was advanced to engrossment.

Senator Morford asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 653**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 653 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Breeden, Grantham, Hall, Harris, Kerr, Miskovsky, Morford, Payne, Sandlin, Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—14.

Nay: Bailey, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Fine, Garvin, Hamilton, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Tipps, Trent.—22.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Berrong, Field, Mahan.—3.

The bill was declared failed of passage.

GENERAL ORDER

HB 927, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, the enacting clause to **HB 927** was ordered stricken.

Upon motion of Senator Hope, **HB 927**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hope, the rules of the Senate were suspended and **HB 927**, as

amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 927 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Cartwright (Seminole), Fine, Hall, Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Cartwright (Seminole), Fine, Hall, Mahan.—4.

The emergency was declared passed.

HB 927, as amended, was referred for engrossment.

GENERAL ORDER

HB 834, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 834** was advanced to engrossment.

Senator Hope asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 834**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 834 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Cartwright (Seminole), Fine, Hall, Land, Mahan.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Cartwright (Seminole), Fine, Hall, Land, Mahan.—5.

The emergency was declared passed.

HB 834, as amended, was referred for engrossment.

GENERAL ORDER

HB 703, by Reneau of the House and Morford and Carrier of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 703** was advanced to engrossment.

By unanimous consent, upon request of Senator Hope, the rules of the Senate were suspended and **HB 703**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 703 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Fine, Hall, Mahan, Pitcher.—4.

The bill was declared passed.

HB 703, as amended, was referred for engrossment.

Senator Field presiding.

GENERAL ORDER

HB 907, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 907**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 907**

be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 907 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Baldwin, Cartwright (Seminole), Hall, Mahan, Pitcher.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Baldwin, Cartwright (Seminole), Hall, Mahan, Pitcher.—5.

The emergency was declared passed.

HB 907, as amended, was referred for engrossment.

GENERAL ORDER

SJR 23, by Baldwin of the Senate and McCarty of the House, was read and considered.

Upon motion of Senator Hope, **SJR**

23 was advanced to engrossment and third reading.

Senator Hope asked unanimous consent, which was granted, that the rules of the Senate be suspended and **SJR 23** be 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Cartwright (Seminole), Hall, Mahan, Pitcher, Tipps.—5.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Cartwright (Seminole), Hall, Mahan, Pitcher, Tipps.—5.

The emergency was declared passed.

SJR 23 was referred for engrossment.

President Pro Tempore Garvin presiding.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 552**.

Senator King asked unanimous consent, which was granted, that **HCR 552** be taken up for immediate consideration, the Resolution being read at length as follows, and adopted upon his motion:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 552—By Alard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Stephens), Bond (Marshall), Bouse, Bower, Bradley (Tulsa), Bradley (Jefferson), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Moad, Mountford, Murrow, Nance, Nichols, Odom (Wagoner), Odom (McIntosh), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shipley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Jackson), Willis (Cherokee), and Wolf of the House, and King, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, Mahan, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake,

Stipe, Tipps, Trent, Walker, Wilson (Greer), and Wilson (Beckham), of the Senate.

A CONCURRENT RESOLUTION EXPRESSING THE REGRET AND SORROW OF THE MEMBERS OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE FOR THE DEATH OF REPRESENTATIVE SAMUEL MONROE MITCHELL OF HASKELL COUNTY; DIRECTING THAT A COPY OF THIS RESOLUTION BE SPREAD UPON THE PERMANENT JOURNALS OF THE HOUSE AND SENATE AS A MEMORIAL TO A FRIEND AND COLLEAGUE; AND DIRECTING DISTRIBUTION OF THE AUTHENTICATED RESOLUTION.

WHEREAS, The Honorable Samuel Monroe Mitchell, Member of the House of Representatives from Haskell County, answered his last Roll Call in the Legislature of Life, Friday, June 5, 1959; and

WHEREAS, The affable legislator was elected to serve in the House of Representatives of the Twenty-sixth and Twenty-seventh Oklahoma Legislatures; and

WHEREAS, His education and training qualified him to serve as an able legislator; and

WHEREAS, His many years service as a Farm Security Administrator for Haskell County gave him a wide knowledge of agriculture; and

WHEREAS, He was a veteran of World War II, having served four years in the Air Force; and

WHEREAS, He was an active member of the Stigler Chamber of Commerce and Lions Club; and

WHEREAS, He loved the legislative way of life.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH OKLAHOMA LEGISLA-

TURE, THE SENATE CONCURRING THEREIN:

SECTION 1. That the members of the Twenty-seventh Oklahoma Legislature (1959) express sincere sorrow for the demise of Samuel Monroe Mitchell and extend their sympathies and condolences to his widow, children, parents, and relatives.

SECTION 2. That this Resolution be spread upon the pages of the permanent Journals of the House of Representatives and the Senate as a memorial to a departed friend and legislative comrade.

SECTION 3. That an authenticated copy of this Resolution be presented to Mrs. Madena Mitchell, wife of the deceased, Stigler, Oklahoma; Louis Mitchell, son of the deceased, Stigler, Oklahoma; Mary Mitchell, daughter of the deceased, Stigler, Oklahoma; and Mr. and Mrs. M. C. Mitchell, parents of the deceased, Checotah, Oklahoma.

Engrossed **HCR 552** was properly signed and ordered returned to the Honorable House.

Senator Field presiding.

GENERAL ORDER

HB 687, by Tinker et al, was read and considered.

Upon motion of Senator Hope, the enacting clause to **HB 687** was ordered stricken.

Upon motion of Senator Hope, **HB 687**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 687**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 687 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—33.

Nay: King, McColgin.—2.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Cartwright (Seminole), Hall, Mahan, Pitcher.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—33.

Nay: King, McColgin.—2.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Cartwright (Seminole), Hall, Mahan, Pitcher.—4.

The emergency was declared passed.

HB 687, as amended, was referred for engrossment.

RESOLUTION

Senator Trent asked unanimous consent, which was granted, to introduce the following **SCR**, following which Senators Wilson (Beckham), Payne, McColgin, Sandlin, Wilson (Greer), Ritzhaupt, McSpadden, Dacus, Kerr, Grantham and Boecher asked to be made co-authors, which was the order.

SCR 23, as co-authored, was read at length as follows, adopted upon motion

of Senator Trent and ordered referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 23—By Trent, Kerr, Cowden, Ritzhaupt, Wilson (Beckham), Payne, McColgin, Sandlin, Wilson (Greer), McSpadden, Dacus, Grantham and Boecher of the Senate and Cox and Graves of the House.

A CONCURRENT RESOLUTION RELATING TO A STUDY OF SERVICES FOR THE DISABLED CITIZENS OF THIS STATE; AUTHORIZING AND DIRECTING THE EXECUTIVE COMMITTEE, STATE LEGISLATIVE COUNCIL, TO CREATE A SPECIAL COMMITTEE TO CONDUCT SAID STUDY; REQUIRING A FINAL REPORT AND RECOMMENDATIONS; AUTHORIZING AND DIRECTING THE STATE LEGISLATIVE COUNCIL TO ACCEPT FINANCIAL AID AND SUPPORT, AND TO USE AVAILABLE ADVISORY STAFF SERVICES OF FEDERAL, STATE, AND COUNTY AND CITY GOVERNMENTS AND OF PRIVATE AGENCIES AND INDIVIDUALS IN CONDUCTING SAID STUDY; DIRECTING THAT COPIES OF THE FINAL REPORT AND RECOMMENDATIONS BE TRANSMITTED TO GOVERNMENTAL OFFICIALS, PRIVATE ORGANIZATIONS AND INDIVIDUALS CONCERNED.

WHEREAS, the greatest resource of this state is its people; and

WHEREAS, it is of utmost importance that states, like individuals and industries, review their programs in order to provide better services at a minimum expense; and

WHEREAS, there are thousands of Oklahoma citizens who are not functioning at their economic and social potentials because of physical and/or mental disabilities; and

WHEREAS, this increasing number of disabled citizens is placing a tremendous economic and social burden on the State of Oklahoma:

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

SECTION 1. The Executive Committee, State Legislative Council, is hereby authorized and directed to create a Special Committee on Rehabilitation Services, to be composed of four members of the Senate and five members of the House of Representatives, with the responsibility of studying, analyzing and evaluating the several programs of utilizing all governmental, private, and non-profit facilities and resources for the benefit of disabled citizens, and for the purpose of determining whether the present state programs for disabled citizens are providing effective and adequate services to the disabled citizens of Oklahoma at minimum cost and without duplications of programs.

SECTION 2. The Special Committee on Rehabilitation Services, as provided in Section 1 hereof, shall, at the completion of its study on or before October 1, 1960, prepare and submit recommendations to the Executive Committee, State Legislative Council, for transmittal to the Twenty-eighth Legislature of the State of Oklahoma.

SECTION 3. BE IT FURTHER RESOLVED, that the Legislative Council is hereby authorized and directed to accept financial aid and support, and to use available advisory staff services of Federal, State, County, and City governments, and private agencies and individuals in conducting the study herein authorized and directed.

SECTION 4. BE IT FURTHER RESOLVED, that final copies of the Committee's report and recommendations be forwarded to members of the Twenty-eighth Legislature, the Governor of Oklahoma, Federal, State, County, City, and private organizations and individuals concerned.

GENERAL ORDER

SJR 32, by Baldwin of the Senate and McCarty of the House, was read and considered.

Senator Dacus asked to be made co-author of **SJR 32**, which was the order.

Upon motion of Senator Baldwin, **SJR 32** was advanced to engrossment.

Senator Baldwin asked unanimous consent, which was granted, the rules of the Senate be suspended and **SJR 32** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 32 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Trent, Wilson (Beckham), Wilson (Greer).—31.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Bailey, Cartwright (Seminoles), Hall, Herndon, Mahan, Pitcher, Stipe, Tipps.—8.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Trent, Wilson (Beckham), Wilson (Greer).—31.

Excused: Allen, Carrier, Collins, Easterly, Walker.—5.

Not Voting: Bailey, Cartwright (Sem-

inoles), Hall, Herndon, Mahan, Pitcher, Stipe, Tipps.—8.

The emergency was declared passed.

SJR 32 was referred for engrossment.

GENERAL ORDER

SB 246, by Morford, was read and considered.

Senator Wilson (Beckham) moved to amend **SB 246**, by deleting Section 1 and inserting in lieu thereof the following:

SECTION 1. 68 O. S. 1951, § 876, as amended by Section 2, Chapter 21, Title 68, page 394, Oklahoma Session Laws, 1955 (68 O. S. Supp. 1957, § 876) is hereby amended to read as follows:

§ 876. (a) A tax is hereby levied upon every person as defined in Section 874, which tax shall be collected and paid, for each taxable year, upon, and with respect to, the entire net income of such person, which is derived from all property owned and/or business transacted within this State. And a like tax is hereby levied upon every person as defined in Section 874 (b), which tax shall be collected and paid, for each taxable year, upon, and with respect to, the entire net income of such person which is derived from all property owned partly within and partly without this State and/or business done partly within and partly without this State (commonly known as interstate business), such income derived from property owned partly within and partly without this State and/or business transacted partly within and partly without this State, upon which said tax is hereby levied, to be determined or allocated under the formula or formulae as provided in Section 878. Every resident individual shall likewise be subject to the tax hereby levied upon the entire net income of such individual, derived from wages, salaries, commissions, professional or occupational earnings or other compensation received from personal services. In the case of

a "resident individual" not domiciled in this State the income taxed shall be limited to that received during the period a place of abode within the State is maintained and time is spent within the State. Every "individual" as defined in Section 874, who is not a "resident individual" shall likewise be subject to the tax hereby levied upon the entire net income of such individual derived from wages, salaries, commissions, professional earnings or other compensation received for personal services rendered in this State when such compensation exceeds Five Hundred Dollars (\$500.00) for single persons, or One Thousand Dollars (\$1,000.00) combined compensation of married persons in the taxable year. There shall be allowed as a credit against the tax imposed by this Section the amount of tax paid another State by an individual domiciled in this State upon income received as compensation for personal services in such other State but such credit shall not exceed the amount of tax computed by applying the rates and exemptions contained in this Act to the income subject to tax in another State.

(b) In the case of an individual, the tax herein levied shall be imposed, collected and paid at the following rates:

(1) One per centum (1%) of the first Fifteen Hundred Dollars (\$1,500.00) of the amount of net income in excess of the credits, against net income provided in Section 882;

(2) Two per centum (2%) of the next Fifteen Hundred Dollars (\$1,500.00) of such excess amount;

(3) Three per centum (3%) of the next Fifteen Hundred Dollars (\$1,500.00) of such excess amount;

(4) Four per centum (4%) of the next Fifteen Hundred Dollars (\$1,500.00) of such excess amount;

(5) Five per centum (5%) of the next Fifteen Hundred Dollars (\$1,500.00) of such excess amount;

(6) Six per centum (6%) of the remainder of such excess amount.

(c) In the case of corporations, the tax herein levied shall be imposed, collected, and paid at the following rate:

(1) Four per centum (4%) of the amount of net income in excess of the credits against net income provided in Section 882 (a).

(d) (1) In the case of persons married and living together at the close of their taxable year including the year in which occurs the death of either spouse, where such taxable year covers the same period, such individuals may at their option file a joint return and when such option is exercised, the combined tax shall be twice the tax determined if the net income and applicable credits against net income were reduced by one-half the liability for the payment of the tax thus determined shall be joint and several;

(2) In the case of individuals whose income consists solely of wages, salaries, interest and dividends, in lieu of the tax computed under the provision of Subsection (b) or of Subsection (d) (1) of this Section, there shall be imposed, collected and paid for each taxable year, upon the net income of each individual other than a married person and whose gross income from all sources is not more than Five Thousand Dollars (\$5,000.00); and upon the combined net income of persons married and living together at the close of their taxable year including the year in which occurs the death of either spouse and where the taxable year of each spouse covers the same period and the combined gross income from all sources is not more than Ten Thousand Dollars (\$10,000.00); provided that there is an election to pay the tax imposed by this Subsection and the entire gross income from all sources regardless of situs is used; the tax shown in * * * a table or tables which shall be prepared by the Oklahoma Tax Commission, which

table or tables shall show the approximate tax as would otherwise be computed by allowing the applicable Federal income tax and the standard deduction provided by Section 880 (k)," which amendment was declared adopted.

Senator Wilson (Beckham) moved to amend the title of **SB 246**, by inserting after the word "AMENDED" and before the words "AS AMENDED" the following: "68 O. S. 1951, § 876" and by deleting the phrase: "SUBSECTION (d) OF SEC. 876, TITLE 68, O. S. 1951" which amendment was declared adopted.

Senator Cowden asked to be shown excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Morford, **SB 246**, as amended, was advanced to engrossment.

Senator Morford asked unanimous consent, which was granted, that the rules of the Senate be suspended and **SB 246**, as amended, be 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 the bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Carrier, Collins, Cowden, Easterly, Walker.—6.

Not Voting: Bailey, Hall, Herndon, Pitcher, Stipe, Tipps.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Carrier, Collins, Cowden, Easterly, Walker.—6.

Not Voting: Bailey, Hall, Herndon, Pitcher, Stipe, Tipps.—6.

The emergency was declared passed.

SB 246, as amended, was referred for engrossment.

President Pro Tempore Garvin presiding.

MESSAGES FROM HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 552**.

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

Senator Hamilton presiding.

SPECIAL ORDER

Senator Wilson (Beckham) moved that **SB 22** be set for Special Order at 2:00 p. m., tomorrow, which motion was declared adopted.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 12-a, Senator Grantham moved that the vote be reconsidered by which **HB 653** failed of passage.

As provided under Rule 12-a, Senator Shoemake moved that the vote be reconsidered by which **SB 303** was passed.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet, as provided under the Rules, which motion was declared adopted.

FIRST READING

By unanimous consent the following bills and/or resolutions were introduced and read the first time:

SB 349—By Sandlin of the Senate and Avey of the House—An Act relating to state institutions; making an appropriation to State Board of Affairs; stating purpose as the purchase, conversion and installation of hot water tanks and boilers at Boley school; making appropriation nonfiscal; providing for severability; and declaring an emergency.

SB 350—By Harris, Cartwright (Bryan) and Miskovsky—An Act relating to turnpikes; providing for the apportionment of the motor fuels excise taxes on motor fuels consumed on the Oklahoma Turnpikes to the Oklahoma Turnpike Authority to be placed in a trust fund and used for the benefit of hereafter issued turnpike bonds, and providing limits thereon; providing for the investment of such trust funds; authorizing bringing of actions in the Supreme Court; amending 69 O. S. 1951, Section 653, as amended, declaring the authority to be an essential governmental function of the State; amending 69 O. S. 1951, Section 655, as amended, relating to the powers and duties of the authority and to project priorities; providing for severability; making Acts superior to conflicting laws; and declaring an emergency.

SB 351—By Baldwin, Trent, McCleendon, Fine, Cowden, Ritzhaupt, Sandlin, Dacus, Berrong, Morford, Bailey, Breeden, Cartwright (Seminole), Tipps, Kerr, Field, King, McColgin, Cartwright (Bryan), Hamilton, Hall, Hope and Boecher—An Act relating to county officers; amending 19 O. S. 1951, § 179.4, relating to general classification of county officers for salary purposes, by classifying county commissioners from "class C" to "class A"; providing for severability; and declaring an emergency.

SB 352 — By Miskovsky, Cobb and

Sandlin—An Act relating to conservation of oil and gas; pertaining to well spacing and well spacing units; repealing conflicting laws; and declaring an emergency.

COMMITTEE REPORTS

The following bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 876—Privileges and Elections.

HB 893—Privileges and Elections.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 166** and **199**.

The above numbered bills were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBS 754** and **919**.

The above numbered Enrolled bills 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 539**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 279, 316 and **321** each correctly engrossed.

Engrossed **SBs 279, 316** and **321** were, each, properly signed and ordered transmitted to the Honorable House for consideration.

As provided under the Wilson (Beckham) motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Eighty-ninth Legislative Day

Tuesday, June 9, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Allen, Carrier, Easterly, King, Mahan, Morford, Pitcher, Stipe.—8.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Bailey asked unanimous consent that Janice Blevins of Ada be made an Honorary Journal Clerk for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

RESOLUTION

SR 49 was introduced by Senator Baldwin, following which Senators Land, Cobb, Field, Grantham, Dacus, Shoemake, Miskovsky, Hamilton, Cowden, Sandlin, Wilson (Greer) and Collins asked to be made co-authors, which was the order.

SR 49, as co-authored, was read at length as follows, adopted upon motion of Senator Baldwin and referred for enrollment:

SENATE RESOLUTION NO. 49—By

Baldwin, Land, Cobb, Field, Grantham, Dacus, Shoemake, Miskovsky, Hamilton, Cowden, Sandlin, Wilson (Greer), and Collins.

A RESOLUTION EXPRESSING APPRECIATION TO THE ASSOCIATED INDUSTRIES OF OKLAHOMA AND ITS REPRESENTATIVE, E. J. O'CONNOR, FOR SERVICES RENDERED TO THE TWENTY-SEVENTH LEGISLATURE OF OKLAHOMA.

WHEREAS, the Associated Industries of Oklahoma has, through its representative, E. J. O'Connor, 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.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

THAT an expression of thanks and appreciation be and is hereby extended to the Associated Industries of Oklahoma and its representative, E. J. O'Connor; 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 representative, E. J. O'Connor.

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 344—Judiciary.

HJR 509—Agriculture.

HB 556—Public Health—To Appropriations and Budget by previous order.

HB 695—Business and Industry.

HB 792—Business and Industry.

HB 848—Public Health.

HB 882—Judiciary.

HB 895—Public Health.

HB 928—Public Health.

DO PASS, as amended:

SB 122—Agriculture.

HB 760—Public Health.

WITHOUT RECOMMENDATION:

SB 336—Business and Industry.

HB 889—Public Health.

DO NOT PASS:

SB 309—Agriculture—To Appropriations and Budget by previous order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 687, 703, 833, 834, 907 and 927, and SCR 23, SJRs 23, 31 and 32 and SBs 281, 282, 324 and 327 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 687, 703, 833, 834, 907 and 927**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 23, SJRs 23, 31 and 32 and SBs 281, 282, 324 and 327** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

The following bill was introduced and read the first time:

SB 353—By Land—An Act relating to juvenile judges; amending 20 O. S. 1957 Supplement § 791; fixing compensation of juvenile judges in certain counties; and declaring an emergency.

SECOND READING

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

SB 348—Education.

SB 349—Appropriations and Budget.

SB 350—Roads and Highways.

SB 351—Senator Baldwin asked unanimous consent that **SB 351** be ordered printed and placed upon the Calendar without reference to a committee, which was the order.

SB 352—Oil and Gas.

HB 859—Public Health.

HB 813—Public Health.

THIRD READING

HB 620 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breen, Collins, Cowden, Garvin, Grantham, Harris, Herndon, Kerr, Land, McClen- don, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Shoemaker, Tipps, Wilson (Beckham), Wil- son (Greer).—23.

Nay: Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Fine, Hamil- ton, Hope, Sandlin, Trent, Walker.—10.

Excused: Allen, Carrier, Easterly, King, Mahan, Morford, Pitcher, Stipe.—8.

Not Voting: Baldwin, Field, Hall.—3.

The bill was declared **passed**.

Senator Berrong asked unanimous consent that the emergency clause to **HB 620** be ordered stricken, and the title amended to conform, which was the order.

HB 620, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Hamilton moved to reconsider the vote by which **HB 620** was passed

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 536 — By Forsythe, McCune, Howard, Hopkins, Johnston and Bradley (Tulsa)—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Constitution of Oklahoma, the same to be an amendment to Article III, Section 1, relating to qualifications of electors; providing for extending voting privileges for new residents of the United States who have lived in Oklahoma sixty (60) days or more, but limiting voting privilege to presidential and vice-presidential electors; and ordering a Special Election.

HJR 540—By Poynor, Wolf and Baggett—A Joint Resolution proposing an amendment of the Constitution of Oklahoma by adding a new Section 10A of Article X thereto, permitting an additional tax levy for cooperative county library purposes in certain counties, and for joint city-county libraries in certain counties, under certain conditions; and ordering a Special Election.

HJR 538 — By Howe, Craig, Bond (Marshall), Bower, Fogarty and Dolezal of the House and Grantham of the Senate—A Joint Resolution relating to the 101 Ranch; amended for conference.

HJR 539—By Williams (Murray)—A Joint Resolution authorizing the Oklahoma School for the deaf to expend monies, not to exceed a specified amount, available to said institution, for the purchase of a station wagon and necessary equipment and accessories incidental thereto; providing that the State

Board of Public Affairs shall purchase said station wagon in the manner provided by law; and declaring an emergency.

HJR 542—By Cartwright and Belvin—A Joint Resolution relating to a claim for rent against the Federal-State Inspection service; authorizing the State Budget Officer to allow said claim in an amount not to exceed Nine Hundred and Fifty Dollars (\$950.00), to be paid from the Federal-State Inspection Fund, Department of Agriculture; and declaring an emergency.

HJR 544—By McCarty of the House and Baldwin of the Senate—A Joint Resolution relating to state agencies; taking official notice of the desirability of the use by state agencies of steel products meeting certain specifications; directing state agencies to purchase only such products; and directing the disposition of copies of this Resolution; providing for severability; and declaring an emergency.

HB 884—By Rogers—An Act relating to children; amending Sections 5 and 7, Chapter 2b, Title 10, Page 23, Oklahoma Session Laws, 1957, (10 O. S. Supp. 1957, §§ 60.5 and 60.7) which relate to consent to adoption and adoptions without consent of parents, respectively, by Clarifying the class of courts which may authorize adoptions, and allowing adoption without consent where parents have abandoned child for one year or more; providing for severability; and declaring an emergency.

HB 918—By Taliaferro—An Act relating to roads and highways and the purchasing of materials, supplies, equipment, machinery, and all other articles relating thereto; creating the highway purchases standardization committee; providing for the membership of said committee, fixing duties thereof, and authorizing reimbursement to members for travel and subsistence; requiring the mailing of price agreement notices to the State Highway Department, the State Examiner and Inspector, the chair-

man of each of the boards of county commissioners and to each of the county clerks of this state; specifying the information which said notices shall include; requiring said notices to be retained as a permanent, public record by certain officers; requiring the State Examiner and Inspector, the State Standardization, and all other state and county departments, agencies and offices to cooperate with said committee herein created; requiring State Highway Department and County Commissioners to be bound under agreements and prices adopted by State Standardization Committee; providing a penalty for non-compliance with Act; making the provisions of this Act severable; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

SPECIAL ORDER

The hour of 2:00 p. m. having arrived, it was upon request of Senator Payne that **SB 22** was taken up for consideration.

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

Senator Wilson (Beckham) moved to amend **SB 22**, line 14, page 12, by inserting after the word, "thereof," on line 14, and before the word, "Section 7" on line 15, a new sub-section as follows: "C. And also the salary of each County Attorney, County Judge and Judges in Courts of Common Pleas where established, shall be additionally increased for the professional requirements of such officer from the basic salary as provided by this Act as follows: 1. In all Counties having an assessed valuation in excess of Twenty-five Million Dollars (\$25,000,000.00) as defined in Sections 1 and 2 of this Act, such officers shall receive an increase of Twelve Hundred Dollars (\$1,200.00) per annum; 2. In all Counties having an assessed valuation in excess of Ten Million Dollars

(\$10,000,000.00) and less than Twenty-five Million Dollars (\$25,000,000.00) such officer shall be increased Six Hundred Dollars (\$600.00) per annum."

Senator Cowden moved to amend the Wilson (Beckham) amendment by changing the words and figures, "Twenty-five Million Dollars (\$25,000,000.00)" to "Twenty Million Dollars (\$20,000,000.00)," which was declared adopted.

The vote occurring on the Wilson (Beckham) amendment, as amended, it was declared adopted.

Senator Wilson (Beckham) moved to amend **SB 22**, line 15, page 17, by inserting after the word, "Commissioners," on line 15, and before the words, "Section 9," on line 16, a new section, as follows: "Section 9. Following the passage of this Act in all counties of this State having a population in excess of two hundred thousand (200,000) according to the 1950, or any succeeding Federal Decennial Census, all Assistant County Attorneys and Deputy County Attorneys shall be under the same restrictions relating to the private practice of law as is the County Attorney; and provided further that should any Assistant County Attorney draw a salary greater than sixty per centum (60%) of the salary of the County Attorney, or receive office space from the county except for official purposes, such Assistant County Attorney shall be under the same restrictions relating to the private practice of law as is the County Attorney; provided further that it is the intent of this Act that no Assistant County Attorney may use any office space in any courthouse for the private practice of law." and renumbering the following sections accordingly, which amendment was declared adopted.

Senator Cowden presiding.

Senator Hall moved to amend **SB 22**, line 8, page 4, by striking Sub-sections A and B and substituting therefor the following: "A. Enforcement officers or those charged with enforcing the laws

relating to public peace and safety; the county attorney, the county judge, and judges in court of common pleas where established. B. Tax and fee officials: The county sheriff, the county treasurer, the county clerk, the court clerk, the clerk of the court of common pleas, the county assessor and the county superintendent of schools," which amendment was declared failed of adoption.

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

Senators Baldwin, Cowden and McClendon moved to amend **SB 22**, line 8, page 4, by adding " before the words, "Enforcement officers, "Members of the Boards of county commissioners"; and by striking lines 10, 11 and 12 after the word, "per annum," in line 10; also strike lines 3, 4, 5 and 6, page 6, after the word, "per annum," line 3; and strike lines 15, 16, 17 and 18 after the word, "per annum;" also by striking lines 9, 10, 11 and 12 on page 7 after the word, "per annum;" and by striking lines 3, 4 and 5, page 8, after the word, "per annum;" and lines 13, 14 and 15, page 8, after the word, "per annum;" by striking "and C" from line 17, page 10; and by striking lines 3, 4, page 18, after the word, "designated," and before the word, "except," on line 4; and by striking lines 15 and 16, page 18, after the word, "designated," on line 15 and before the words, "In the event," on line 16.

Senators Sandlin, Hamilton, Dacus and Payne asked to be made co-authors of the Baldwin, Cowden, McClendon amendment, which was the order.

The vote occurring on the Baldwin, Cowden, McClendon, Sandlin, Hamilton, Dacus, Payne amendment, it was declared adopted.

Senator Bailey moved to amend **SB 22**, line 6, page 6, by adding after the word, "annum," the following language: "Provided, however, in all counties having a population in excess of 30,000, the basic salary of each of the officers

named in Group "A" shall in no event be less than \$5,000.00."

Senator Bailey asked that his name be withdrawn as sponsor of the amendment, and Senator Stipe asked that his name be substituted, which was the order.

The vote occurring on the Stipe amendment, it was declared adopted.

Senator Miskovsky moved to amend **SB 22**, line 4, page 9, by inserting after the word, "each county judge," and before the word, "shall," the words, "and county attorney," which amendment, by unanimous consent, upon request of Senator Wilson (Beckham) was declared adopted.

Senator Breeden asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Hall moved to amend **SB 22**, line 5, page 10, by adding after the word, "office," the following new language: "Notwithstanding any other provision of this Act, in all counties of this State having a population in excess of 32,200 and not more than 33,000 and also a net assessed valuation in excess of \$24,600,000 and not more than \$25,500,000, the total annual salary of the county sheriff shall not exceed \$3,874.25," which amendment was tabled upon motion of Senator Wilson (Beckham).

Upon motion of Senator Wilson (Beckham), **SB 22**, as amended, was advanced to engrossment.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **SB 22**, as amended, 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:

Aye: Bailey, Baldwin, Berrong, Boe-

cher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, Land, McClen-don, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Walker, Wilson (Beck-ham).—30.

Nay: Field, Hall, Trent, Wilson (Greer).—4.

Excused: Allen, Breeden, Carrier, Easterly, King, Mahan, Morford.—7.

Not Voting: Hope, Ritzhaupt, Stipe.—3.

The bill was declared passed.

Senator Wilson asked unanimous consent that the emergency clause to **SB 22** be stricken, and the title amended to conform, which was the order.

SB 22, as amended, was referred for engrossment.

DECLARATION OF VOTE

Senator Ritzhaupt asked unanimous consent that the record show had he been present when the roll was called on **SB 22**, he would have voted "Aye" on the bill, which was the order.

MOTION TO RECONSIDER VOTE

Senator Collins asked unanimous consent that consideration of his motion to reconsider the vote by which **HB 610** failed of passage, be deferred until the following legislative day, which was the order.

Senator Cartwright (Bryan), pre-siding.

GENERAL ORDER

SB 182, by Cartwright (Seminole) and Harris, was read and considered.

Senator Fine moved to amend **SB 182**, line 12, page 6, and lines 1 through 12, page 7, by striking therefrom all of the language commencing with the words, "Each Commissioner," on line 12, page 6, and ending with the words, "after his appointment," on line 12, page 7, and

substituting therefor the following lan-guage:

"The eight appointive members of the Commission holding office on the ef-fective date of this Act shall continue to be members of the Commission and each shall continue to hold his office for the balance of the term for which he was appointed. The term of office of the first member-at-large appointed un-der this Act shall expire on the 15th day of February, 1968. As the respec-tive terms of office of the first mem-ber-at-large appointed under this Act and of the persons who are members of the Commission on the effective date of this Act expire, and thereafter, a successor shall be appointed, as herein provided for, for a term of nine (9) years, expiring on the 15th day of Feb-ruary in the ninth (9th) calendar year after the calendar year during which his immediate predecessor's term of of-fice shall have expired. Members of the Commission, whether appointed un-der this Act or holding office on the effective date of such Act, may be re-moved from office only for cause, in the manner and as provided by law for the removal of officers not subject to impeachment," which amendment was declared adopted.

Senators Berrong, Dacus, Ritzhaupt, Miskovsky, Baldwin and Trent asked to be made co-authors of **SB 182**, which was the order.

Upon motion of Senator Cartwright (Seminole), **SB 182**, as amended, was advanced to engrossment.

Upon motion of Senator Cartwright (Seminole), the rules of the Senate were suspended, and **SB 182**, as amended, was considered engrossed and placed upon third reading and final passage.

Senators Herndon and Tipps asked to be shown excused until such time as they return to the Chamber, which was the order.

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:

Aye: Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Hamilton, Harris, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—27.

Nay: Pazoureck, Pitcher.—2.

Excused: Allen, Breeden, Carrier, Easterly, Herndon, King, Mahan, Morford, Tipps.—9.

Not Voting: Boecher, Cowden, Garvin, Grantham, Hall, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Grantham, Hamilton, Harris, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Pazoureck.—1.

Excused: Allen, Breeden, Carrier, Easterly, Herndon, King, Mahan, Morford, Tipps.—9.

Not Voting: Boecher, Garvin, Hall, Stipe.—4.

The emergency was declared passed.

SB 182, as amended, was referred for engrossment.

GENERAL ORDER

HB 867, by Municipal Government Committee and Ogden, was read and considered.

Upon motion of Senator Miskovsky, **HB 867** was advanced to engrossment.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended, and **HB 867** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 867 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Harris, Hope, Kerr, Land, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Hamilton.—1.

Excused: Allen, Breeden, Carrier, Easterly, Herndon, King, Mahan, Morford, Tipps.—9.

Not Voting: Boecher, Hall, McClendon, McColgin, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Harris, Hope, Kerr, Land, McClendon, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Hamilton.—1.

Excused: Allen, Breeden, Carrier, Easterly, Herndon, King, Mahan, Morford, Tipps.—9.

Not Voting: Boecher, Hall, McColgin, Stipe.—4.

The emergency was declared passed.

HB 867, as amended, was referred for engrossment.

GENERAL ORDER

SJR 11, by Wilson (Beckham), Sandlin and Cowden, was read and considered.

Senators Sandlin and King moved to amend **SJR 11**, line 13, page 2, by deleting Paragraph 2 of subsection A of Section 1 and inserting the following: "(2) Beginning with the fifteenth (15th) day after the regular general election of 1962 the House of Representatives of the State of Oklahoma shall consist of one hundred twenty-five (125) members, to be apportioned among the counties as hereinafter set out.

Each county, regardless of its population, shall be entitled to and is hereby apportioned one (1) representative.

The additional forty-eight (48) representatives shall be apportioned among surplus population counties, as herein defined, in the following manner:

The whole population of the State as ascertained by the Federal Decennial Census shall be divided by one hundred twenty-five (125), the quotient thus obtained being referred to herein as the "base factor."

The base factor shall be subtracted from the population, according to said census, of each county, the population of which exceeds the base factor, such counties being referred to herein as "surplus population counties" and the remainder thus obtained being referred to herein as the "county remainder."

All of such county remainders shall be added, and the sum of the county remainders shall be divided by forty-eight (48), the quotient thus obtained being referred to herein as the "second factor."

Each such county remainder shall be

divided by the second factor, the whole number, if any, contained in the quotient so obtained (that is, that part of said quotient to the left of the decimal point) being referred to herein as the "county quota," and the fractional amount, if any contained in said quotient (that is, that part of said quotient to the right of the decimal point), being referred to herein as the "county fraction."

Each surplus population county having a county quota shall be entitled to and apportioned such number of additional representatives as is equal to its county quota. If, after apportioning such additional representatives to the surplus population counties according to the county quotas thereof, the total number of representatives apportioned as provided above be less than one hundred twenty-five (125) then the surplus population county having the largest county fraction shall be entitled to one (1) additional representative for such county fraction, and if this does not bring the total number of representatives up to one hundred twenty-five (125), then the surplus population county having the next largest county fraction shall be entitled to one (1) additional representative for such county fraction, and so on, giving each surplus population county, in descending order of said county fractions, one (1) additional representative for its county fraction until but only until the total number of representatives apportioned hereunder reaches one hundred twenty-five (125),

By unanimous consent, Senator King's name was removed as a sponsor of the amendment, due to his having been excused, and the name of Senator Miskovsky, at his request, added as co-author of the amendment.

The vote occurring on the Sandlin, Miskovsky amendment, it was declared adopted.

Senator Shoemake asked unanimous consent, which was granted, that his amendment submitted on May 25 to line 17, page 6, be ordered withdrawn.

Senators Shoemake and Sandlin moved to amend **SJR 11**, line 17 page 6, providing the following: "(4). It shall be the mandatory duty of the legislature to re-apportion the members of said legislature under the terms and provisions hereof, and if the Legislature fails at the regular session beginning in January, 1961, and thereafter at the first regular session following each Federal Decennial Census, whenever required by the formula above set forth, to comply with the provisions of Subsection (3) (b), then and in that event, the Attorney General, President of the Legislative Council in the Interim and the Presiding Judge of the Court of Criminal Appeals, or if any one of these be for any reason unable to serve, then any two of them, shall compose a State Legislative Commission, and shall be empowered and required to comply with said provisions, and to file its report thereof with the Governor within one hundred eighty (180) days after the adjournment of any such legislative session."

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

Senators Miskovsky and Dacus asked to be made co-authors of the Shoemake-Sandlin amendment, which was the order.

The vote occurring on the Shoemake-Sandlin-Miskovsky-Dacus amendment, it was declared adopted.

Senator Sandlin moved to amend **SJR 11**, line 3, page 7, by inserting after the word, "Subsection." and before the figure, "(3)," the figure and word, "(2) and," which amendment was declared adopted.

Senator Sandlin moved to amend Committee Substitute for **SJR 11**, line 9, page 8, by deleting after the word,

"Representative," and before the word, "creating" on line 12 the language beginning with the word, "and," and ending with the word, "Representative," in line 12, and by substituting the following: "and providing for forty-eight additional Representatives to be apportioned among the most populous counties on a population basis by a method which permanently limits the maximum number of Representatives to one hundred twenty-five (125), and to amend the title to conform." which amendment was declared adopted.

Senator Miskovsky asked to be made a co-author of **SJR 11**, which was the order.

Upon motion of Senator Sandlin, **SJR 11**, as amended, was advanced to engrossment.

Upon motion of Senator Sandlin, the rules of the Senate were suspended, and **SJR 11**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Ritzhaupt moved to reconsider the vote by which **SJR 11**, as amended, was considered engrossed and placed upon third reading and final passage, which motion prevailed.

Senator Ritzhaupt moved to reconsider the vote by which **SJR 11**, as amended, was advanced to engrossment, which motion prevailed.

Senator Ritzhaupt moved to amend **SJR 11**, line 11, page 6, by striking all of line 11 and to the first comma, page 12, and inserting the following: "Senators shall be nominated by districts as provided by the Legislature in accord with the twenty-two districts, as provided by this Act, the," which amendment, by unanimous consent, he withdrew.

Upon motion of Senator Sandlin, **SJR 11**, as amended, was advanced to engrossment.

Upon motion of Senator Sandlin, 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:

ENGROSSED SENATE JOINT RESOLUTION NO. 11—By Wilson (Beckham), Sandlin, Cowden and Miskovsky.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE AT A SPECIAL ELECTION FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE CONSTITUTION ADDING TO ARTICLE V THEREOF A NEW SECTION TO BE KNOWN AS SECTION (1) (A); REPEALING SECTIONS 9 THROUGH 16 OF ARTICLE V; PROVIDING THAT BEGINNING IN 1962 EACH COUNTY OF THE STATE SHALL HAVE ONE STATE REPRESENTATIVE, WITH 48 ADDITIONAL REPRESENTATIVES APPORTIONED AMONG SURPLUS POPULATION COUNTIES; PROVIDING THAT THE STATE SENATE SHALL CONSIST OF 46 SENATORS TO REPRESENT 22 SENATORIAL DISTRICTS; PROVIDING FOR REAPPORTIONMENT BY A COMMISSION IF THE LEGISLATURE FAILS TO REAPPORTION ITSELF; MAKING THIS AMENDMENT SELF-EXECUTING; PROVIDING A BALLOT TITLE; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of the State of Oklahoma, to be known as § 1(a) of Article V:

§ (1) (a) Except as hereinafter provided, the State Senate shall consist of forty-six (46) senators, elected from the Senatorial Districts as created, and as provided in subsection (3) (a) hereof.

(b) The offices of State Senator, as existing immediately prior to the effective date hereof, the terms of which would expire the 15th day succeeding the general election in 1960, shall continue to exist until that time. The offices of State Senator, as existing immediately prior to the effective date hereof, the terms of which would expire the 15th day succeeding the general election in 1962, shall continue to exist until that time.

(c) At the elections held in 1960, State Senators shall be elected from the following districts as created in subsection (3) (a) hereof, as follows:

Two Senators from District No. 2, one to be nominated and elected from Garfield County and one from Noble and Pawnee Counties.

One Senator from District No. 3, to be nominated and elected from Osage and Washington Counties.

Two senators from District No. 6, one to be nominated and elected from Ottawa and Delaware Counties and one from Cherokee, Sequoyah and Adair Counties.

One senator from District No. 7, to be nominated and elected from Okmulgee and Wagoner Counties.

One senator from District No. 8, to be nominated from McIntosh and Haskell Counties and elected at large.

One senator from District No. 9 to be nominated and elected from Pushmataha and McCurtain Counties.

Two senators from District No. 11, one to be nominated and elected from Bryan and Choctaw Counties and one from Marshall and Love Counties.

One senator from District No. 12, to be nominated and elected from Carter County.

One senator from District No. 13, to be nominated from Garvin County and elected at large.

One senator from District No. 14, to be nominated and elected from Hughes and Okfuskee Counties.

One senator from District No. 15, to be nominated from Pottawatomie County and elected at large.

Two senators from District No. 16, one to be nominated and elected from Oklahoma County and one from Logan County.

One senator from District No. 17, to be nominated and elected from Blaine and Kingfisher Counties.

One senator from District No. 18, to be nominated from Caddo County and elected at large.

One senator from District No. 19, to be nominated from Comanche and Cotton Counties and elected at large.

One senator from District No. 20, to be nominated from Custer County and elected at large.

One senator from District No. 21, to be nominated and elected from Greer and Harmon Counties.

One senator from District No. 22, to be nominated from Beckham County and elected at large.

The terms of office of the senators elected in 1960 shall begin on the 15th day succeeding the general election in 1960. Nothing in this subsection (1) (c) shall be construed as preventing the establishment and changing of nominating districts within Senatorial Districts for elections held after 1960, as and in the manner hereinafter provided.

(d) All other senators from the districts created by subsection (3) (a) hereof shall be elected at the elections held in 1962, and the terms of office of such senators shall begin on the 15th day succeeding the general election in 1962.

(e) All senators elected hereunder shall serve for a term of four (4) years,

and until their successors are elected and have qualified.

(2) Beginning with the fifteenth day after the regular general election of 1962, the House of Representatives of the State of Oklahoma shall consist of one hundred twenty-five (125) members, to be apportioned among the counties as hereinafter set out.

Each county, regardless of its population, shall be entitled to and is hereby apportioned one (1) representative.

The additional forty-eight (48) representatives shall be apportioned among surplus population counties, as herein defined, in the following manner:

The whole population of the state, as ascertained by the Federal Decennial Census, shall be divided by one hundred twenty-five (125), the quotient thus obtained being referred to herein as the "base factor."

The base factor shall be subtracted from the population, according to said census, of each county the population of which exceeds the base factor, such counties being referred to herein as "surplus population counties" and the remainder thus obtained being referred to herein as the "county remainder."

All of such county remainders shall be added, and the sum of the county remainders shall be divided by forty-eight (48), the quotient thus obtained being referred to herein as the "second factor."

Each such county remainder shall be divided by the second factor, the whole number, if any, contained in the quotient so obtained (that is, that part of said quotient to the left of the decimal point) being referred to herein as the "county quota," and the fractional amount, if any, contained in said quotient (that is, that part of said quotient to the right of the decimal point), being referred to herein as the "county fraction."

Each surplus population county having a county quota shall be entitled to

and apportioned such number of additional representatives as is equal to its county quota.

If, after apportioning such additional representatives to the surplus population counties according to the county quotas thereof, the total number of representatives apportioned as provided above be less than one hundred twenty-five (125), then the surplus population county having the largest county fraction shall be entitled to one (1) additional representative for each county fraction, and if this does not bring the total number of representatives up to one hundred twenty-five (125), then the surplus population county having the next largest county fraction shall be entitled to one (1) additional representative for such county fraction, and so on, giving each surplus population county, in descending order of said county fractions, one (1) additional representative for its county fraction until but only until the total number of representatives apportioned hereunder reaches one hundred twenty-five (125).

(3) During its regular session in 1961, the legislature of the State of Oklahoma shall determine the composition of the House of Representatives, using population figures from the regular Federal Decennial Census of 1960. The State Senate shall be reapportioned in conformity with the following provisions:

(a) The State of Oklahoma shall be divided into twenty-two (22) senatorial districts each of which shall be composed and apportioned for senatorial representation as follows:

District No. 1—Cimarron, Texas, Beaver, Harper, Woods and Woodward Counties, with two (2) senators.

District No. 2—Alfalfa, Major, Garfield, Noble, and Pawnee Counties, with three (3) senators.

District No. 3—Grant, Kay, Osage,

and Washington Counties, with two (2) senators.

District No. 4—Nowata, Craig, Rogers, and Mayes Counties, with two (2) senators.

District No. 5—Tulsa County, two (2) senators.

District No. 6—Ottawa, Delaware, Cherokee, Adair, and Sequoyah Counties, with two (2) senators.

District No. 7—Payne, Creek, Okmulgee, and Wagoner Counties, with two (2) senators.

District No. 8—Muskogee, McIntosh, and Haskell Counties, with two (2) senators.

District No. 9—LeFlore, Latimer, Pushmataha, and McCurtain Counties, with two (2) senators.

District No. 10—Pittsburg, Coal, and Atoka Counties, with two (2) senators.

District No. 11—Bryan, Choctaw, Marshall, and Love Counties, with two (2) senators.

District No. 12—Carter, Murray, and Johnston Counties, with two (2) senators.

District No. 13—Cleveland, Garvin, and McClain Counties, with two (2) senators.

District No. 14—Seminole, Hughes, Okfuskee, and Pontotoc Counties, with two (2) senators.

District No. 15—Lincoln and Pottawatomie Counties, with two (2) senators.

District No. 16—Oklahoma, Canadian, and Logan Counties, with four (4) senators, two of whom shall be from Oklahoma County, one from Canadian County, and one from Logan County.

District No. 17—Blaine and Kingfisher Counties, with one (1) senator.

District No. 18—Caddo and Grady Counties, with two (2) senators.

District No. 19—Comanche, Cotton,

Stephens, and Jefferson Counties, with two (2) senators.

District No. 20—Custer, Washita, and Kiowa Counties, with two (2) senators.

District No. 21—Greer, Harmon, Jackson, and Tillman Counties, with two (2) senators.

District No. 22—Beckham, Roger Mills, Ellis, and Dewey Counties, with two (2) senators.

(b) Nominating districts for senators in senatorial districts, same to be elected at large, and representative districts in counties, shall be designated each ten (10) years by the legislature as is just and equitable, beginning with the 1961 session of the legislature.

(4) It shall be the mandatory duty of the legislature to reapportion the members of said legislature under the terms and provisions hereof, and if the Legislature fails at the regular session, beginning in January, 1961, and thereafter at the first regular session following each Federal Decennial Census, whenever required by the formula above set forth, to comply with the provisions of Subsections (2) and (3) (b), then, and in that event, the Attorney General, President of the Legislative Council in the interim and the Presiding Judge of the Court of Criminal Appeals, or if any one of these be for any reason unable to serve, then any two of them shall compose a State Legislative Commission, and shall be empowered and required to comply with said provisions, and to file its report thereof with the Governor within one hundred eighty (180) days after the adjournment of any such legislative session.

(5) Sections 9 through 16 of Article V of the Constitution of the State of Oklahoma are hereby repealed.

(6) The provisions of this amendment shall be self-executing.

SECTION 2. The ballot title for said constitutional amendment shall be in the following form:

BALLOT TITLE

LEGISLATIVE REAPPORTIONMENT

Legislative Referendum No.-----

State Question No.-----

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment providing that each county shall have one representative, and providing for forty-eight (48) additional representatives to be apportioned among the most populous counties on a population basis by a method which permanently limits the maximum number of representatives to one hundred twenty-five (125); creating twenty-two (22) Senatorial Districts with forty-six (46) senators and listing the senatorial representation of each; requiring the legislature to create nominating districts in senatorial districts and representatives districts in counties, and providing that the State Legislative Commission shall perform said function if the legislature fails to do so; and repealing Sections 9 through 16 of Article V, Oklahoma Constitution, be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

NO

SECTION 3. The President of the Senate shall, immediately after the effective date of this resolution, prepare and file one copy thereof including said ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the state on the date of the next ensuing special election held throughout the state, or on the date of the next ensuing statewide primary election, whichever is the earlier, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Hope, Kerr, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—33.

Nay: Land, Walker.—2.

Excused: Allen, Carrier, Easterly, Herndon, King, Mahan, Tipps.—7.

Not Voting: Cobb, Garvin.—2.

The resolution was declared passed.

The question being, "Shall **SJR 11**, by Wilson (Beckham), Sandlin, Cowden and Miskovsky, entitled:

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE AT A SPECIAL ELECTION FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE CONSTITUTION ADDING TO ARTICLE V THEREOF A NEW SECTION TO BE KNOWN AS SECTION 1, (A); REPEALING SECTIONS 9 THROUGH 16 OF ARTICLE V; PROVIDING THAT BEGINNING IN 1962 EACH COUNTY OF THE STATE SHALL HAVE ONE (1) STATE REPRESENTATIVE WITH FORTY-EIGHT (48) ADDITIONAL REPRESENTATIVES APPORTIONED AMONG SURPLUS POPULATION COUNTIES; PROVIDING THAT THE STATE SENATE SHALL CONSIST OF 46 SENATORS TO REPRESENT 22 SENATORIAL DISTRICTS; PROVIDING FOR RE-APPORTIONMENT BY A COMMISSION IF THE LEGISLATURE FAILS TO RE-APPORTION ITSELF; MAKING THIS AMENDMENT SELF EXECUTING; PROVIDING A BALLOT TITLE; AND ORDERING 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 throughout the State on the date of the next ensuing Special Election held throughout the State, or on the date of the next ensuing state-wide primary election, whichever is the earlier, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized to be held throughout the State on the date of the next ensuing Special Election held throughout the State, or on the date of the next ensuing state-wide primary election, whichever is the earlier, as provided in Section 1, of Article 24 of the Constitution of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Land.—1.

Excused: Allen, Carrier, Easterly, Herndon, King, Mahan, Tipps.—7.

Not Voting: Fine.—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 11, as amended, was ordered referred for engrossment.

RESOLUTIONS

By unanimous consent, upon request of Senator Land, **SR 50** was introduced, following which Senators Miskovsky,

Cowden and Dacus asked to be made co-authors, which was the order.

SR 50, as co-authored was read at length as follows, adopted upon motion of Senator Land and referred for enrollment:

SENATE RESOLUTION NO. 50—
By Land, Miskovsky, Cowden and Dacus.

A RESOLUTION OF APPRECIATION AND COMMENDATION OF "GAYNOTES" FOR THEIR ATTAINMENT IN THE FIELD OF BARBERSHOP QUARTET SINGING AND OUTSTANDING CONTRIBUTION TO THE PUBLIC RELATIONS OF THE STATE OF OKLAHOMA.

WHEREAS, in June 1958, at Columbus, Ohio, the "GAYNOTES" of Tulsa, Oklahoma, were selected by the SOCIETY FOR THE PRESERVATION AND ENCOURAGEMENT OF BARBERSHOP SINGING IN AMERICA, INCORPORATED, as the World's Champion Barbershop Quartet, and

WHEREAS, during this year they have traveled more than 75,000 miles and have sung the praises of the Great State of Oklahoma to more than 250,000 people; and

WHEREAS, the "GAYNOTES" and their Society, are a fine example of the harmony in which we wish all the World to live;

NOW, THEREFORE, BE IT RESOLVED, that the OKLAHOMA STATE SENATE wishes to commend the "GAYNOTES" for their attainment in the field of Barbershop Quartet singing, and express its appreciation to the GAYNOTES for their outstanding contribution to the public relations of the GREAT STATE OF OKLAHOMA; and

Be it further resolved that this Resolution be spread at large upon the pages of the permanent Journal of the OKLAHOMA STATE SENATE and that an authenticated copy hereof be forwarded to the Tulsa Chapter of the SOCIETY FOR THE PRESERVATION AND EN-

COURAGEMENT OF BARBER SHOP QUARTET SINGING IN AMERICA, INCORPORATED.

By unanimous consent, upon request of Senator Kerr, **SCR 24** was introduced, read at length as follows, adopted upon his motion and referred for engrossment

SENATE CONCURRENT RESOLUTION NO. 24—By Kerr, of the Senate and Willis (Jackson), of the House.

A RESOLUTION TAKING NOTICE OF THE EFFORTS AND ACHIEVEMENTS OF JOHN ARRADONDO OF ALTUS HIGH SCHOOL, COMMENDING HIM AND HIS FAMILY, AND CONGRATULATING HIM ON WINNING A GENERAL MOTORS SCHOLARSHIP; AND DIRECTING DISPOSITION OF COPIES OF THIS RESOLUTION.

WHEREAS, John Arradondo, valedictorian of the 1959 graduating class of Altus High School, and recipient of many out-of-state scholarship offers from colleges and universities, has received a General Motors College Scholarship and has chosen to study at Oklahoma City University; and

WHEREAS, this youth has compiled a truly outstanding record of scholarships and achievements, including a ranking in the top one per cent in the Nation in mathematics and science in the National Merit Examinations, and a Fleming scholarship at the Oklahoma Medical Research Foundation, during which Mr. Arradondo worked out a method of testing the iodine content in human saliva, was retained on a salary by the Medical Research Foundation to continue improving this method which is regarded by scientists as a possible key to many mental illnesses, and was subsequently interviewed on a nationwide educational radio network; and

WHEREAS, these honors and accomplishments were not lightly achieved but involved the overcoming of con-

siderable handicaps since Mr. Arradondo, a negro boy, one of sixteen children and son of a country minister, transferred to Altus High School with some scholastic deficiencies which he made up by such efforts as the following: Arriving at school from his rural home at 7:30 every morning, spending his lunch hour in the typing room practicing typing, and spending his evenings while at the Medical Research Foundation in Oklahoma City libraries studying word usage and vocabulary; and

WHEREAS, such dedication, industry and his accomplishments resulting therefrom bring great honor to Mr. Arradondo and his family, and are a source of pride to his community and our State; and

WHEREAS, the Arradondo family has produced five high school valedictorians, a graduate of Syracuse University and a graduate of the University of Minnesota, and has compiled a composite family record of high achievement.

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

SECTION 1. That the Senate and House of Representatives of the Twenty-seventh Legislature do hereby officially commend John Arradondo for the great efforts he has made to provide himself with a good education, and do officially congratulate him upon his entire scholastic record and upon being awarded a General Motors scholarship.

SECTION 2. That the Arradondo family is hereby commended for the many accomplishments of its members, and is cited to the people of Oklahoma as an example of the high type of family life and civic accomplishments on which the welfare of our State is based.

SECTION 3. That this Resolution be

officially entered in the Journals of the Senate and House of Representatives, and that copies hereof be sent to Mr. Arradondo, Oklahoma City University, and the Altus Times Democrat.

GENERAL ORDER

SB 136, by Harris of the Senate and Privett of the House, was read and considered.

Senator Harris moved to amend **SB 136**, line 11, page 2, by striking after the word "the" the words "State Fire Marshal" and inserting the words "Director of the State Bureau of Investigation," which amendment was declared adopted.

Senator Harris moved to amend **SB 136**, line 5, page 13, and line 15, page 13, by striking in each line the words "State Fire Marshal" and inserting in lieu thereof the following "Director of the State Bureau of Investigation or his designated representative" which amendment was declared adopted.

Senator Harris moved to amend **SB 136**, line 2, page 3, by striking after the word "the" all the balance of line 2 and all of line 3 and inserting in lieu thereof the following: "Director of the State Bureau of Investigation or his designated representative under specifications adopted by the Advisory Council, established hereinafter, in accordance with this Act" which amendment was declared adopted.

Senators Harris and Fine moved to amend **SB 136**, line 15, page 13, by adding after the word "Health" the following: "Director of the Department of Public Welfare" which amendment was declared adopted.

Senator Harris asked unanimous consent, which was granted, that the emergency section to **SB 136** be stricken and the title amended to conform.

Senator Breeden asked to be made a co-author of **SB 136**, as amended, which was the order.

Senator Harris asked unanimous consent, which was granted, that the title of **SB 136** be amended to conform to the bill, as amended.

Senator Hamilton moved to amend **SB 136**, line 6, page 2, by striking after the word "Act" and before the word "as" in line 8 the language: "and no such existing facility shall be eligible for renewal of annual license by the Commissioner of Health," which amendment was declared failed of adoption.

Upon motion of Senator Harris, **SB 136**, as amended, was advanced to engrossment.

Senator Harris asked unanimous consent, which was granted, that the rules of the Senate be suspended and **SB 136**, as amended, be 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: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Grantham, Hall, Harris, Hope, Kerr, Land, McSpadden, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Collins, Field, Hamilton, McClendon, McColgin, Miskovsky, Sandlin.—7.

Excused: Allen, Carrier, Easterly, Herndon, King, Mahan, Tipps.—7.

Not Voting: Cobb, Fine, Garvin, Morford, Stipe.—5.

The bill was declared passed.

SB 136, as amended, was referred for engrossment.

GENERAL ORDER

SB 310, by Berrong of the Senate and

Richardson and Clark, of the House, was read and considered.

Senator Payne moved to amend **SB 310**, line 8, page 3, by adding the following as a new Section 4 and renumbering remaining Sections: "Section 4. No public official or any member of a state board, commission or agency shall have any personal interest, either directly or indirectly, in any contract awarded, nor shall a contract be awarded or approved by any such person to a corporation in which such person is a Director, Officer or Stockholder.

Any contract in violation of this Section shall be void, and the party violating the section shall be guilty of a misdemeanor." Amend the title to conform to the bill as amended, which amendment was adopted by unanimous consent, upon request of Senator Berrong.

Upon motion of Senator Berrong, **SB 310**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, the rules of the Senate were suspended and **SB 310**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 310 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Grantham, Harris, Hope, Kerr, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—26.

Nay: Hall, Hamilton, McClendon, McColgin, Shoemake, Trent.—6.

Excused: Allen, Carrier, Easterly, Herndon, King, Mahan, Tipps.—7.

Not Voting: Cartwright (Seminole),

Garvin, McSpadden, Ritzhaupt, Stipe.—5.

The bill was declared passed.

Senator Berrong asked unanimous consent, which was granted, that the emergency section to **SB 310** be stricken and the title amended to conform.

SB 310, as amended, was referred for engrossment.

GENERAL ORDER

SB 323, by Morford, Breeden, Mahan and McClendon of the Senate and Bower of the House, was read and considered.

Upon motion of Senator Morford, **SB 323** was advanced to engrossment.

Senator Morford asked unanimous consent, which was granted, that the rules of the Senate be suspended and **SB 323** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 323 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Carrier, Easterly, Herndon, King, Mahan, Tipps.—7.

Not Voting: Cowden, Field, Pitcher, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins,

Dacus, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Carrier, Easterly, Herndon, King, Mahan, Tipps.—7.

Not Voting: Cowden, Field, Pitcher, Stipe.—4.

The emergency was declared passed.

SB 323 was referred for engrossment.

Senator Boecher asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Miskovsky asked unanimous consent, which was ordered granted, that further consideration be indefinitely postponed of **SJR 33**, now in a Joint Committee composed of the Committees on Constitutional Amendments, Initiative and Referendum and Code Revision and Roads and Highways.

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

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 687, 703, 834, 907, 927**, requesting Conference and referring the bills to the General Conference Committee on Appropriations.

Upon motion of Senator Hope, the request of the Honorable House for conferences on Engrossed **HBs 687, 703, 834, 907** and **927**, was ordered granted, the bills being referred to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising Conferences granted on Engrossed **SBs 25, 49, 52, 138**, and referring the Bills to the General Conference Committee on Appropriations.

MESSAGES FROM THE HOUSE

Advising passage of and returning

Engrossed **SBs 160** and **167**, each as amended.

HAs to SB 160 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 160, by adding the following House Members as co-authors: "**BUCKLER** and **PRIEBE**."

AMENDMENT NO. 2. Page 1, second line of the **TITLE** thereof, by striking the first "\$" and "AND 5" and inserting in lieu thereof the following: "**AS AMENDED BY HOUSE BILL NO. 688 OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE;**" and in line 6, after the word "**PRESENT**" strike the "semicolon" and add a "comma" and the following language: "**(OR UNLESS UNDERAGE APPLICANT IS IN MILITARY SERVICE)**" and in line 6, after the word "**RECORD**" strike the following: "**REQUIRING PRESENTATION OF PROOF OF AGE BEFORE LICENSE IS ISSUED; MAKING PROVISIONS MANDATORY; SPECIFICALLY INCLUDING VIOLATIONS WITHIN OFFENSES SECTION;**"

AMENDMENT NO. 3. Page 1, **SECTION 1**, line 15, by inserting the following language between the figure "3" and the word "is": "as amended by House Bill No. 688 of the Twenty-seventh Oklahoma Legislature."

AMENDMENT NO. 4. Page 1, **SECTION 1**, lines 33 and 34, after the word "license," strike the following language: "*together with the returned license,*" and adding the following language: "and provided that the license may issue and the marriage relation entered into when such underage applicant is on active duty with the armed forces of the United States, on the written permission of such parent or guardian, acknowledged as aforesaid, is presented to such licensing authority, accompanied by a certificate executed by a commissioned officer in command of said applicant, to the effect that said applicant

is on active duty in the armed forces of the United States, Provided, however, every male under the age of eighteen (18) years, and every female under the age of fifteen (15) years are expressly forbidden and prohibited from entering into the marriage relation."

AMENDMENT NO. 5. Page 2, line 6, by striking all of **SECTION 2** and line 24, all of **SECTION 3**, and renumber the remaining **SECTIONS** accordingly.

HAs to SB 167 read as follows, and consideration deferred.

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 167 by adding the following coauthors of House:

"**DAUGHERTY**, **PATTERSON** and **GOODFELLOW**."

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 13, by adding after the word "Inspector" the following words "and the State Treasurer."

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 22, by adding the following new sentence after the word "counter-signature." New Sentences as follows:

"The form of all such vouchers will be prescribed by the State Treasurer and printed by and at the expense of the State agency concerned. No voucher shall be paid by the State Treasurer unless it is on the prescribed form."

REPORT OF ENGROSSED AND ENROLLED BILLS

HCR 535, SBs 246 and **247** each correctly engrossed.

SBs 153, 166 and **199** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HCR 535**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 246** and **247** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 153, 166** and **199** were,

after fourth reading, each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet, as provided under the rules, which motion was declared adopted.

FIRST READING

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

SJR 35—By Wilson (Beckham) of the Senate and Meacham of the House—A Joint Resolution authorizing C. H. "Bill" Blackmon and Linna Blackmon, his wife, of Beckham county, Oklahoma, to bring suit against the State of Oklahoma to determine the amount of damages, if any, sustained by them on account of the construction of State Highway No. 66 adjoining their property one mile south of the city of Sayre, Oklahoma; directing the payment of any judgment rendered in said suit out of the State Highway Construction and maintenance fund; and declaring an emergency.

SB 354—By Land—An Act relating to taxation; amending 68 O. S. 1951, § 880, as amended, which relates to deductions from personal income tax, by increasing medical expense deduction; providing for severability; and declaring an emergency.

MOTION TO RECONSIDER VOTE

Senator Miskovsky lodged a motion to reconsider the vote by which **SB 153**, as amended by the Honorable House, was passed.

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 558—Appropriations and Budget.

HB 749—Public Safety.

DO PASS, as amended:

SB 77—Public Safety.

As provided under the Wilson (Beckham) motion, the presiding Officer declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Ninetieth Legislative Day

Wednesday, June 10, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Allen, Cartwright (Seminole), Easterly.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Bailey asked unanimous consent that Susan Luttrell, Margaret Mabe and Judith Young of Norman be made Honorary Journal Clerks for this legislative day, which was the order.

Senator Hope asked unanimous consent that Michael Ford, eight years old and Henry Ford, Jr., ten years old, of Oklahoma City be made Honorary Pages for this legislative day, which was the order.

Senator Hope asked unanimous consent that Lissa Savage be made an Honorary Journal Clerk for this legislative day, which was the order.

Senator Boecher asked unanimous consent that Terry, Jerry and Joanese Honegger be made Honorary Pages for

this legislative day, which was the order.

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 339—County Government.

SB 341—County Government.

SB 342—County Government.

HB 894—Education.

HB 923—County Government.

WITHOUT RECOMMENDATION:

HJR 541—Education.

SECOND READING

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

SB 353—Judiciary.

SB 354—Revenue and Taxation.

SJR 35—Judiciary.

HB 918—County Government.

HB 884—Judiciary.

HJR 536—Privileges and Elections.

HJR 540—Constitutional Amendments, Initiative and Referendum and Code Revision.

HJR 538—State and Federal Government.

HJR 539—State and Federal Government.

HJR 542—State and Federal Government.

Senator Cartwright (Bryan) asked unanimous consent that **HJR 542** be withdrawn from the Committee on State and Federal Government, ordered printed and placed upon the Calendar, which was the order.

HJR 544—State and Federal Government.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 166** and **199**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 22**.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 23**—Co-authored by Belvin, Buckler, Daniel, Forsythe, Goodfellow, Inman, McCune, Patterson, Pribe and Privett.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 699**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 867 and **SCR 24**, **SJR 11** and **SBs 136**, **182**, and **323**, each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 867** were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 24**, **SJR 11** and **SBs 136**, **182** and **323** were each properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 825 was taken up for consideration.

Senator Shoemake asked unanimous consent that **HB 825** be read and considered section by section, to which objection was voiced.

Senator Collins moved that the Senate Joint Committee Substitute to **HB 825** be read and considered section by section, which motion prevailed.

Section 1 was read and adopted upon motion of Senator Shoemake.

Section 2 was read.

Senator Ritzhaupt moved to amend **HB 825**, line 4, page 2, by striking after the word, "Act," and before the word, "may," the words, "may be cited as," and insert the word, "is."

Senator Trent asked unanimous consent to be made a co-author of the Ritzhaupt amendment, which was the order,

Senator Shoemake moved to table the Ritzhaupt amendment, which motion was declared adopted.

Upon motion of Senator Shoemake, Section 2 was declared adopted.

Section 3 was read.

Senator Ritzhaupt moved to amend **HB 825**, line 10, page 2, by striking after the word, "be," and before the word, "construed," the word, "liberally," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 3, as amended, was declared adopted.

Sections 4 and 5 were read and adopted upon motion of Senator Shoemake.

Section 6 was read.

Senator Ritzhaupt moved to amend

HB 825, line 10, page 6, by inserting after the word, "the," and before the word, "Oklahoma," the following: "Oklahoma Alcoholic Beverage Control Act under the supervision of the," which amendment was declared adopted.

Senator Bailey moved to amend **HB 825**, line 11, page 8, by adding a period after the word, "office," and striking the rest of the sentence, which amendment, by unanimous consent, he withdrew.

Senator Harris moved to amend **HB 825**, (1) lines 10 and 11, page 8, by inserting after the comma following the word, "Wholesalers," and before the word, "Class B," the word, "and," on line 10; and by striking after the comma following the word, "Retailers," the words, "branch offices and branch warehouses," on line 11; (2) and on line 14, page 37, Section 18, by striking all of line 14; (3) and on lines 8 and 9, page 38, Section 18, after the word, "Wholesaler," on line 8, and before the word, "provided," on line 9, by striking the wording: "or the Branch Warehouse license fee, as the case may be;" (4) and on lines 11 through 13, page 38, Section 18, after the word, "business," on line 11 and before the word, "provided," on line 13, by striking all the wording: "or is operating a branch warehouse, branch office and delivery facilities under a Branch Warehouse License" (5) and on lines 12 and 13, page 39, Section 19, after the words, "Storage licenses," and before the word, "Non-Resident," by striking the words, "Branch Warehouse licenses;" (6) and on line 9, page 43, Section 21, subsection or paragraph (e), by inserting after the word, "Acts," a new paragraph to read as follows: "A wholesaler's license shall authorize the holder thereof to operate a single bonded warehouse with a single central office together with delivery facilities at a location in this State only at the principal place of business for which the wholesaler's li-

cense was granted;" (7) and on lines 7 through 15, page 49, Section 21, subsection (o), by striking all of lines 7 through 15, subsection (o).

Senators Bailey, Stipe, Tipps, Baldwin, Dacus, Hope, Berrong, Cobb, McColgin and Field asked to be made co-authors of the Harris amendment, which was the order.

Senator Boecher moved to table the Harris - Bailey-Stipe-Tipps-Baldwin-Dacus-Hope-Berrong-Cobb-McColgin and Field amendment.

Senator Stipe moved the previous question be now put.

Senator Wilson (Beckham) raised a point of order against the Stipe motion, citing Rule 10 (b) that a motion to table has precedence over a motion to order a previous question put, which the President Pro Tempore sustained.

Senator Boecher asked unanimous consent to withdraw his motion, which was the order.

The vote occurring on the Harris-Bailey - Stipe - Tipps-Baldwin-Dacus-Hope-Berrong-Cobb - McColgin - Field amendment, it was declared adopted upon a roll call as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Dacus, Field, Hall, Hamilton, Harris, Herndon, Hope, Kerr, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—28.

Nay: Boecher, Carrier, Cowden, Fine, Garvin, Grantham, King, Land, Mahan, Miskovsky, Sandlin, Shoemaker.—12.

Excused: Allen, Cartwright (Seminole), Easterly.—3.

Not Voting: Trent.—1.

Senator Hamilton moved to amend **HB 825**, line 1, page 11, by striking after the word, "includes," and before the word, "whiskey," the words, "but is not limited to," and inserting the fol-

lowing: "those products known as," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 6, as amended, was declared adopted.

Section 7 was read.

Senator McClendon moved to amend **HB 825**, line 17, page 13, by inserting after the period and before the word, "The," the following: "Provided that all vacancies on said board filled by the Governor shall be confirmed by the State Senate during the session following said appointment," which amendment was declared adopted.

Senator Stipe moved to amend **HB 825**, line 18, page 14, by adding after the word, "be," and before the word, "an," the words, "entitled to serve if he or any person related to him in the third degree by consanguinity or affinity is," which amendment was declared adopted.

Senator Stipe moved to amend **HB 825**, line 1, page 15, by inserting after the word, "corporation," and before the word, "which," the words, "or partnership."

Senator Stipe asked unanimous consent to amend his amendment by striking the word, "or," before the word, "partnership," and by adding after the word, "Partnership," the words, "or individuals," which was the order.

The vote occurring on the Stipe amendment, as amended, it was declared adopted.

Senator Cartwright (Seminole) asked to be recorded present, which was the order.

Senator Wilson (Beckham) moved to amend **HB 825**, line 2, page 17, by striking after the word, "not," the words: "thirty-five (35) years of age and;" and on line 18, page 18, Section 8, by striking after the word, "Director," the word, "who," and on line 1, page 19,

strike the following: "be at least thirty-five (35) years of age."

Senator Breeden asked unanimous consent for the consideration of the first portion of the amendment, being that part of the Wilson (Beckham) amendment relating to line 2, page 17.

Senator Shoemake moved that the previous question be now put.

Senator Miskovsky raised a point of order stating by previous order the bill should be considered section by section, and only amendments to Section 7 are in order, which point was sustained by President Pro Tempore Garvin.

Senator Wilson (Beckham) moved that the rules be suspended and his amendment as submitted be adopted, which motion was declared failed of adoption.

Senator Wilson (Beckham) moved the adoption of his amendment as confined by the Miskovsky point of order that was sustained, which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 9, page 14, by adding after the word, "communities," and before the word, "No," the following: "They shall execute the loyalty oath required by law for elected state officials before assuming the duties of their office." which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 11, page 15, by striking all of lines 11, 12, 13 and 14, which amendment was declared adopted.

Senator Walker asked to be excused until such time as he returns to the Chamber, which was the order.

Senator Ritzhaupt moved to amend **HB 825**, line 14, page 16, by striking after the word, "of," and before the word, "per," the words and figures. "Fifteen Dollars (\$15.00)" and inserting the words and figures. "Twenty-five Dollars (\$25.00)," which amendment was tabled upon motion of Senator Miskovsky.

Senator Hall moved to amend **HB 825**, line 16, page 12, by adding after the word, "District," the following: "No board member shall be entitled to payment of per diem and expenses or to perform any services, until his appointment is confirmed by the Senate, if the Senate then be in session; if the Senate be not in session, then such board member may serve and draw his per diem and expenses until some special or regular session convenes; and if his appointment is not then confirmed within twenty (20) days, he shall cease to perform such services and cease to draw his per diem and expenses," which amendment was declared adopted.

Senator Shoemake moved to amend **HB 825**, line 7, page 17, by striking the word, "freeholder," and inserting the word "elector," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 9, page 18, by striking after the word, "attached," the rest of line 9 and all of lines 10, 11, 12 and 13 to the period, which amendment was declared adopted.

Senator Mahan moved to amend **HB 825**, line 16, page 18, by adding a new subsection (i) as follows: "(i) No member of the Board shall directly, or indirectly, receive any pay, compensation or commission from any department of this state, nor shall they do business with the state or any officer or employee thereof, or any person, firm or corporation who does do business with the State of Oklahoma, whether directly or indirectly," which amendment by unanimous consent, upon request of Senator Shoemake, was declared adopted.

Upon motion of Senator Shoemake, Section 7, as amended, was declared adopted.

Section 8 was read.

Senator Wilson (Beckham) moved to amend **HB 825**, line 18, page 18, by striking after the word, "Director," the word, "who," and on line 1, page 19,

the following: "shall be at least thirty-five (35) years of age."

Senators Harris, Miskovsky and Mahan asked to be made co-authors of the Wilson (Beckham) amendment, which was the order.

The vote occurring on the Wilson (Beckham)-Harris-Miskovsky-Mahan amendment, it was declared adopted.

Senator Wilson (Beckham) moved to amend **HB 825**, lines 5 and 6, page 19, by deleting after the word, "of," on line 5 and before the words, "per annum," on line 6, the words and figures, "Twelve Thousand Dollars (\$12,000.00)," and inserting the words and figures, "Fifteen Thousand Dollars (\$15,000.00)," which amendment was tabled upon motion of Senator Miskovsky.

Senator Hamilton moved to amend **HB 825**, lines 5 and 6, page 19, by striking after the word, "of," in line 5, and before the word, "per," in line 6, the words and figures: "Twelve Thousand Dollars (\$12,000.00)," and inserting the words and figures: "Nine Thousand Dollars (\$9,000.00)."

Senator Trent moved to amend the Hamilton amendment by striking the words and figures, "Nine Thousand Dollars (\$9,000.00)," and inserting the words and figures, "Ten Thousand Dollars (\$10,000.00)," which was tabled upon motion of Senator Miskovsky.

Senator Ritzhaupt, as a substitute, moved to amend line 5, page 19, after the word, "salary," and before the word, "Twelve," by striking the word, "of," and inserting the word, "not to exceed," which motion was tabled upon motion of Senator Shoemake.

Senator Miskovsky moved to table the Hamilton amendment, which motion was declared adopted.

Senator Cobb moved to amend **HB 825**, line 7, page 19, after the word, "expenses," and before the word, "The," by adding the words, "as provided by law for all state officials," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 8, as amended, was declared adopted.

Senator Shoemake asked unanimous consent to dispense with any further reading of **HB 825** and consider any amendments that might be proposed, to which Senator Cobb objected.

Section 9 was read.

Senator Shoemake moved to amend **HB 825**, by deleting after the word "shall," on line 18, page 19, and before the word, "an," on line 1, page 20, the words, "recommend to the Board for employment," and substitute the word, "employ," which amendment was declared adopted.

Upon motion of Senator Miskovsky, Section 9, as amended, was declared adopted.

Section 10 was read and adopted upon motion of Senator Shoemake.

Section 11 was read.

Senator Shoemake moved to amend **HB 825**, line 2, page 25, by deleting after the words, "of a," the word, "misdemeanor," and substituting the word, "felony," which amendment was declared adopted.

Senator Shoemake moved to amend **HB 825**, page 26, by deleting after the word, "Act," on line 8 and before the word, "violation," on line 10, the words, "represent or appear before the Board, directly or indirectly, within two (2) years of his separation from the Board," and substitute the words, "or represent, directly or indirectly, any such licensee in any proceedings before the Director or the Board within two (2) years following his separation from the Board," which amendment was declared adopted.

Senator Breeden moved to amend **HB 825**, line 17, page 27, by striking after the word, "than," and before the word, "or," the words and figures, "One Thousand Dollars (\$1,000.00)," and inserting the words and figures, "Five Thousand

Dollars (\$5,000.00)," which amendment was declared adopted.

Senator Breeden moved to amend **HB 825**, line 18, page 27, by striking after the word, "than," the words and figures, "six, (6)," and on line 1, page 28, the word, "months," and inserting the words and figure, "one (1) year," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 11, as amended, was declared adopted.

Section 12 was read and adopted upon motion of Senator Shoemake.

Senator Miskovsky asked unanimous consent that the Senate proceed in the following manner to conserve time: That after the explanation of a section we proceed to consider the amendments unless any member requests the full reading of a section, to which Senator Ritzhaupt objected.

Senator Miskovsky moved that the Senate proceed to consider the remainder of **HB 825** in the following manner: After explanation of the section, amendments then be considered and the reading of the section dispensed with unless any member desires to have the section read.

Upon motion of Senator Baldwin, the Miskovsky motion was tabled.

Section 13 was read.

Senator Shoemake moved to amend **HB 825**, line 10, page 29, by inserting after the word "Act" the following words: "Provided, that nothing herein shall prevent the Board from employing competent legal counsel as and when it shall deem necessary," which amendment was tabled upon motion of Senator Baldwin.

Upon motion of Senator Shoemake, Section 13 was adopted.

Section 14 was read.

Senator Cartwright (Bryan) presiding.

Senator Ritzhaupt moved to amend

HB 825, line 5, page 31, by reversing the words "annual" and "semi annual," which amendment by unanimous consent he withdrew.

Senator Mahan moved to amend **HB 825**, line 5, page 31, by striking the word "and" after the word "annual" and before the word "semi annual" and insert the word "or;" and after the word "reports" add "upon request of the Governor," which amendment was declared adopted.

Senator Shoemake moved to amend **HB 825**, lines 10-14, page 32, by deleting all of subsection 12 and substituting therefor the following: "To prescribe by regulations, in addition to those herein required, the kinds of records to be kept and reports to be rendered by licensees, and the information to be shown therein; provided, that the period for which all such records and reports be retained shall not be less than five (5) years" which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 14, as amended, was adopted.

Section 15 was read.

Senator Shoemake moved to amend **HB 825**, line 4, page 33, by inserting after the word "State" the following: "including such rules and regulations" which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 10, page 33, by adding after the word "mislead" and before the word "the" the words "or confuse" which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 15, as amended, was adopted.

Section 16 was read.

Senator Miskovsky asked unanimous consent, to which Senator Ritzhaupt objected, that all amendments relating to Section 16 be dispensed with and the Section be considered adopted as read.

President Pro Tempore Garvin presiding.

Senator Ritzhaupt moved to amend **HB 825**, by striking line 15, page 34, and inserting "as regulated by the Board," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 6, page 35, by striking after the word "Board" and before the word "prohibit" the word "may" and inserting the word "shall" and in line 10 after the word "and" and before the word "prohibit" by striking the words "as will," which amendment was tabled upon motion of Senator Shoemake.

Senator Hamilton moved that the vote be reconsidered by which the Shoemake motion was adopted, which motion was tabled upon motion of Senator Shoemake.

Senator Wilson (Beckham) moved to amend **HB 825**, line 8, page 34, by deleting all of Section 16 following the word "store" on line 8, which amendment was tabled upon motion of Senator Shoemake.

Upon motion of Senator Shoemake, Section 16, as amended, was adopted.

Section 17 was read.

Senator Ritzhaupt moved to amend **HB 825**, line 13, page 35, by adding after the word and figures "Section 17" and before the word "Regulations" the word "all" and after the word "Regulations" add the words "and rules," which amendment was declared adopted by unanimous consent, upon request of Senator Shoemake.

Senator Mahan moved to amend **HB 825**, after the word "filing" and before the word "provided" strike the semicolon, insert a period and strike the balance of the Section, which amendment was adopted by unanimous consent, upon request of Senator Shoemake.

Senator Ritzhaupt moved to amend **HB 825**, line 17, page 35, by adding after the word "filing" the following: "The Board shall send a copy of the application form filed by a person seeking

a license to sell alcohol, alcoholic beverage, wine, or beer under this Act to the County Attorney of the county wherein the premises is located at least fifteen days prior to the approval or disapproval of said application. The County Attorney shall forthwith be notified the results of the Board's action when a person's license is renewed, suspended or revoked the County Attorney shall be immediately notified of such action" which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 17, as amended, was adopted.

Section 18 was read.

Senator Miskovsky moved to amend **HB 825**, line 12, page 37, by striking the word "license" and inserting the word "permit" and on line 10, page 36, by striking the word "Winers" and inserting the words "Wine Maker" which amendment was declared adopted.

Senator Stipe moved to amend **HB 825**, line 8, page 36, by striking the figure "\$1000" and inserting the figures "\$3000.00." which amendment was tabled upon motion of Senator Miskovsky.

Senator Hall moved to amend **HB 825**, line 11, page 36, by striking the figures "\$2500.00" and substituting the figures "\$4000.00", which amendment was tabled upon motion of Senator Miskovsky.

Senator Stipe moved to amend **HB 825**, line 9, page 36, by striking the figures "\$2500.00" and inserting the figures "\$5000.00", which amendment was tabled upon motion of Senator Miskovsky.

Upon motion of Senator Wilson (Beckham), further consideration of **HB 825**, as amended, was deferred for this legislative day.

MOTIONS TO RECONSIDER VOTES

Senator Collins asked unanimous consent, which was granted, that the time

for the consideration of his motion to reconsider the vote by which **HB 610** failed of passage be extended until Monday, June 15.

Senator Miskovsky asked unanimous consent, which was granted, that the time for the consideration of his motion to reconsider the vote by which **SB 153** was passed be extended until Monday, June 15.

Senator Shoemake asked unanimous consent, which was granted, that the time for the consideration of his motion to reconsider the vote by which **SB 303** was passed be extended until Monday, June 15.

President Pro Tempore Garvin announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

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

The Senate, in executive session and upon motion of Senator Carrier, advised and consented to the confirmation of the executive nomination of GEORGE STREETS, of Enid, as a member of the State Board of Public Affairs, effective upon confirmation and ending coterminously with the Governor.

The Senate, in executive session and upon motion of Senator Land, advised and consented to the confirmation of the executive nomination of JAMES F. RANDOLPH, of Tulsa, as an Employee Member of the State Board of Arbitration and Conciliation, for a term effective upon confirmation and ending coterminously with the Governor.

The Senate, in executive session and upon motion of Senator Grantham, advised and consented to the confirmation of the reappointment of O. C. CAMP-

BELL, of Blackwell, as an Employee Member of the State Board of Arbitration and Conciliation, for a term effective upon confirmation and ending coterminously with the Governor.

The Senate, in executive session and upon motion of Senator Miskovsky, seconded by Senator Mahan, advised and consented to the confirmation of the executive nomination of O. C. BROWN, of Oklahoma City, as a member of the Mental Health Board, for a term effective upon confirmation and ending seven years from the date of confirmation.

The Senate, in executive session and upon motion of Senator Cartwright (Bryan), advised and consented to the confirmation of the reappointment of WALTER B. HALL, of Fort Towson, as a Farmer Member of the State Board of Arbitration and Conciliation for a term effective upon confirmation and ending coterminously with the Governor.

The Senate, in executive session and upon motion of Senator Wilson (Greer), seconded by Senators Dacus and Kerr, advised and consented to the confirmation of the reappointment of CLAUDE INGRAM, of Hollis, as a member of the State Soil Conservation Board, for a term effective upon confirmation and ending June 30, 1964.

The Senate, in executive session and upon motion of Senator Land, advised and consented to the confirmation of the executive nomination of PAUL HARBER, of Jenks, as a Farmer Member of the State Board of Arbitration and Conciliation, for a term effective upon confirmation and ending coterminously with the Governor.

The Senate, in executive session and upon motion of Senator Wilson (Beckham), advised and consented to the confirmation of the executive nomination of J. R. SIMMONS, of Sayre, to the State Board of Agriculture, for a term

effective upon confirmation and ending April 26, 1964.

The Senate, in executive session and upon motion of Senator McSpadden, seconded by Senator Mahan, advised and consented to the confirmation of the executive nomination of FRANK PODPECHAN, of Claremore, as a member of the Board of Directors of the Grand River Dam Authority for a term effective upon confirmation and ending the second Tuesday in January, 1965.

The Senate, in executive session and upon motion of Senator Boecher, advised and consented to the confirmation of the executive nomination of LOUIS V. WOODRUFF, of Kingfisher, as Secretary-Member of the State Insurance Board, for a term effective upon confirmation and ending coterminously with the Governor.

Senator Wilson (Beckham) moved, when the Clerk's desk is cleared, the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 22 and 310 each correctly engrossed.

SRs 49 and 50 each correctly enrolled.

Engrossed SBs 22 and 310 were, each, properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SRs 49 and 50 were, each, 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 355—By Collins—An Act relating to game and fish; amending 29 O. S. 1951, §§ 202 and 204, pertaining respectively to nonresident fishing and hunting licenses, by providing for courtesy licenses for fish, game, and conser-

vation officials of other states, the United States Government or foreign countries, or officers or representatives of conservation organizations or publications; and declaring an emergency.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

Ninety-first Legislative Day

Thursday, June 11, 1959

Pursuant to adjournment, the Senate met at 11:00 a.m. and was called to order by the President, Lieutenant Governor George Nigh.

The roll call was as follows:

Present: Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Baldwin, Berrong, Collins, Easterly, Garvin, Herndon, McSpadden, Morford, Payne, Pitcher, Sandlin, Stipe, Tipps.—14.

The President declared a quorum present.

Prayer was offered by Mr. Bryan Hayes, Elder of the First Christian Church of Muskogee, a guest of Senator Shoemake.

Lieutenant Governor Nigh stated that because there have been so many inquiries about the condition of his Mother, who has been seriously ill in the University Hospital, he was pleased to report that she is much improved.

Senator Breeden, appointed under **HCR 515**, having submitted an oral report on May 24, of his trip to Hawaii as the official Oklahoma Senate guest of the U. S. Navy, submitted the following written report of that trip, which by unanimous consent is herewith incorporated in the Journal:

REPORT TO THE 27TH LEGISLATURE OF TRIP MADE BY SENATOR

ROBERT H. BREEDEN AND REPRESENTATIVE LOU S. ALLARD AS GUESTS OF THE SECRETARY OF NAVY MARCH 8-23, 1959 AND PREPARED FOR ENTRY IN THE JOURNAL OF THE STATE SENATE AND HOUSE OF REPRESENTATIVES IN THE STATE OF OKLAHOMA IN ACCORDANCE WITH THE HOUSE CONCURRENT RESOLUTION 515.

We flew in a civilian airplane to the west coast; we rode an aircraft carrier to Hawaii; we submerged 150 feet under the Pacific Ocean in a submarine; we saw a Regulus missile shot off in the air at a speed of more than 600 miles per hour. We were passengers in a Distant Early Warning radar plane—filled with radar—guarding you and me every moment of our life in order that we may be here today and tell you—**THE COLD WAR IS REAL!**

It is dangerous. It is expensive. It is just as real, and just as expensive as a "shooting war" to the men of the navy. The men of the Armed Services realize and believe this but they do not think the average American citizen is cognizant of the problems of the cold war. They believe Americans need to be shocked into a greater realization of the minute-by-minute threat to our way of life.

The Navy is the biggest thing in Hawaii. Its impact is felt daily on the conglomeration of people who make up the newest and 50th member of America's family of states. Because of their nearness to the navy—their kindredship for the oriental viewpoint, and a very

intense appreciation of democracy, Hawaiians are acutely aware—much more so than middle-western Americans—of how long we must contain and push back on every front and at every turn the scattered attacks of the communists wherever they appear.

The navy is aware, however, of another and equally important aspect of defending America. At the same time the men and officers of the navy conduct their all-important mission in the cold war, they must operate on an economic basis that will keep America from spending itself into bankruptcy. They realize, too, that America's economy must be healthy; that we cannot maintain democracy on military spending alone; that we must never let the Lenin doctrine of "the way to capture America is to make her spend herself into bankruptcy" become a reality.

Between one extreme of checking communism, keeping a 24-hour alert, and manning ships and planes, and the other pressure of keeping from being a severe drain on the nation's economy, the navy's leadership operates on a full time basis, doing one of the biggest jobs in the world. They do this job in the big style and manner Americans have become accustomed to, and—regretfully—too often take for granted.

The planes are operated, the ships steam out to sea and the officers are briefed each morning. Daily the radar warning planes fly the barrier-warning system from Midway to Alaska, and across the top of Canada. Yet what we at home hear is that America is wasting her resources for defense! This is the real problem. The navy knows, and so do the members of all our armed services. The American people must realize their need is not luxuries, but the essentials of striking power and self defense.

Pearl Harbor is the nerve center of the largest defense area in the world. Headed by Admiral Harry Felt, who

commands all services in this vast area, this theater of American defense reaches from the California coast across the great Pacific Ocean to the China Sea. Admiral Felt has one of the toughest jobs in America's military and naval history. He must out-smart, out-fox and sometimes out-guess the communists. He must do it without fan-fare and often without public knowledge or support. Those who get to see, talk with and listen to this youngish looking but determined man, come away with a secure feeling their safety is in good hands.

Admiral Felt knows the score. Like all other high ranking men in the services he wants Americans to realize the problem in the Pacific—and in fact—throughout the world. He wants us to not only know but realize the consequence of shooting wars since the end of World War II. In these wars the communist doctrines have won the minds of a great mass of people. They have extended a philosophy of government foreign to democracy, that thrives on ignorance, poverty and want.

Admiral Felt and the others tell us we must be ready for at least 20 years of the same kind of tensions and pressures; of the same communist nibbling at the free world; and the continuing strain on America's pocketbook.

Just how well Americans are being protected, only a few people know, and even fewer realize. But this protection, at its best, can be little more than a warning system and a position of unceasing alertness and readiness.

Few people stop to think of the giant radar airplanes with as many as a dozen radar scopes, that operate night and day, scanning the Pacific between Midway and Alaska in a belt 100 miles wide; few of us know that below these planes, picket destroyers and submarines operate. Their purpose—**PREVENT ANOTHER PEARL HARBOR.**

This time maybe on San Francisco, or Los Angeles, or even perhaps Dallas—or Tulsa. Their purpose—to give US a chance to live.

The early warning system across Canada with the Midway barrier, gives our continental defense planes a chance to get into the air. Within 11 minutes from the time an unidentified submarine snorkels or an unidentified airplane is sighted on a radar scope 2,200 miles west of Pearl Harbor, Hawaii has the information—so does Colorado Springs and the Strategic Air Command Headquarters at Omaha. This protection does not come cheap! As long as it continues we can—we must—be glad to work and pay for its support. Its failure would mean not only the death of millions of Americans, but the death of our way of life.

It is known the Russians have more than 500 submarines; it is not known whether they have atomic submarines—but they certainly have the capabilities of creating such submarines. What are we doing to be ready for them? PLENTY.

America's revamped submarines, not the latest model atomic jobs, already practically fly through the water. We traveled in one that descended from the water's surface to a depth of 150 feet—in less than one minute. The later submarine models like the Nautilus and the Skate go so fast and maneuver so rapidly, the crew members must be strapped to their positions, the same as if they were in airplanes. YES, our modern Navy is flying submarines under water, much the same as supersonic bombers are flown in the air above you. SPEED is the key to modern submarines, missiles and planes. SPEED, too, had better be the key to America's thinking and mental exercises.

These 500 Russian submarines are worrying your Navy. Because of that,

Navy personnel are holding conferences to make plans, and pushing people at drawing boards and in laboratories to get the answer—QUICK! They realize the threat. They are awake to their job. We—after seeing—feel that the Navy has the problem more nearly solved than even the Russians realize.

A missile launched from a submarine in the Gulf of Mexico can at this moment strike any place in Oklahoma.

The Regulus I is the first surface to surface guided missile to become operational in the U. S. Navy—and it perhaps is their best missile to date. This missile can be launched from submarines, cruisers and carriers. It can also be launched from land for training operations—which is the demonstration we witnessed.

The Regulus I is basically a jet fighter aircraft which carries various electronic and gyro equipment to replace some of the functions of a human pilot. The shot we witnessed was one launched from the Island of Kauai. The chase planes swooped in as it left the launch pad and guided the missile at speeds up to 600 miles per hour as the pilot made the missile cut figure eights over our airfield. The missile was then recovered on our airfield not less than 100 yards from the pre-determined target. It was truly a marvel to a mid-westerner to have witnessed.

Hawaiian statehood was a tremendous stroke for the free world in Asia. We arrived in Hawaii in the midst of the celebration of this great event. Could you have seen the marvelous response and overwhelming enthusiasm of this variegated group of Asiatic Americans toward being a full-fledged part of the United States, you would realize how important this move was to us.

Statehood extends an open-armed welcome to Hawaiians to be, not as a colony or possession, a part of this United States, with the same freedoms,

privileges, duties and responsibilities as Oklahoma, Kansas, Texas or any other State.

It was a clear and dramatic demonstration of our realization of the importance of the U. S. to Asia, of Asia to us, and finally, of our determination not only to fight for our own freedom, but to extend that freedom to all persons in the world willing to accept it.

DECLARATION OF VOTE

Senator Carrier asked that the record show had he been present when the roll was called on the passage of **SB 153**, he would have voted, "No," which was the order.

The Journal for the last legislative day was declared approved.

SECOND READING

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

SB 355—Game and Fish.

Senator Mahan presiding.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 24**.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and adoption of Engrossed **HCR 535**, as amended.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 833** and **867**, as amended.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to Engrossed **HB 685**.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 531—By Skaggs—A "Buy American" Resolution; taking cognizance of the desirability of purchasing products and supplies produced in the United States, and of Federal legislation encouraging such practices; and directing state agencies to adhere to that practice with certain exceptions.

HB 522—By Vandiver, Skeith, Allard, Avey, Bradley (Tulsa), Bullard, Burnham, Hargrave, Hopkins, Howze, Karnes, Larason, Cartwright, Clark, Converse, Cooksey, Daugherty, Finch, Lynch, Mountford, Ozmun, Roberts, Romang, Wheatley and Gotcher—An Act relating to public highways and the emergency fund; emergency; amended for conference.

HB 581—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making an appropriation to the State Highway Department; emergency; amended for conference.

HB 618—By Judiciary Committee — An Act relating to the support of dependents; amending the following provisions of Chapter 32 of Title 12 of Oklahoma Session Laws of 1953, that is, Sections 3, 7, 10, 15, 18, 19, 21, 23, and 28; providing additional definitions of terms; providing new rules on interstate renditions in support proceedings; making arrearages enforceable; providing that filing fees or other costs are not taxable to the obligee; prescribing duties of courts and officials in responding states; providing for procedures when petitioner is not at hearing; providing for enforcement of support orders in all counties where respondent or his property may be reached; providing that certain pending actions shall not stay support proceedings; providing for concurrent effect and enforcement of support orders; providing for registry and enforcement of foreign support orders; providing for proceedings when petitioner and respondent are in different counties.

HB 860—By Shoemake—An Act relating to crimes; providing for the for-

feiture to the State of all monies, properties and assets of any kind or character, which have been paid or given or delivered to any public official of the State of Oklahoma, county, city or town or school district or other municipal corporation or to any witness, juror or other person whose testimony is expected to be used in any criminal or civil cause or other proceeding, in violation of the bribery laws of the State of Oklahoma: authorizing the disposition thereof, the sale of the same, providing for the distribution of the proceeds thereof; providing for severability; and declaring an emergency.

HB 868—By Fuller—An Act relating to elections; amending 11 O. S. 1951, § 26, as amended, which makes State and County election laws applicable to municipal elections, by making recount provisions of state law specifically applicable to municipal elections; and declaring an emergency.

HB 878—By Belvin of the House and Collins of the Senate—An Act relating to civil procedure; amending 12 O. S. 1951, § 93, which relates to limitations on actions for recovery of real property by prescribing fifteen (15) years as period of limitations on actions brought to recover real estate owned by municipalities, churches, eleemosynary institutions, and the owners of restricted and/or tax exempt Indian lands; providing for severability; and declaring an emergency.

HB 881—By McCune, Cox, Williams (Murray), Bradley (Tulsa), Baggett, Howard, Forsythe, McGahey, Johnston and Hopkins of the House and Land of the Senate—An Act for mentally retarded children's hospital in Tulsa; emergency; amended for conference.

HB 903—By Allard, Bradley (Tulsa), Dolezal, Howard, McCarty, McCune, Patterson and Sparks of the House and Breeden of the Senate—An Act requiring all meetings of the governing bodies of municipalities, boards of county commissioners, boards of public and higher

education, and all other boards, bureaus, commissions, trusteeships or authorities supported in whole or in part by public funds, or expending public funds, or administering public properties, to be public meetings; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

HB 909—By McCune, McGahey and Allard of the House and Land and Mis-kovsky of the Senate—An Act establishing a "court docket fund" in counties having a population in excess of two hundred thousand (200,000) for the purpose of paying for the newspaper publication of court dockets; prescribing the amount and method of collection of fees in civil cases for such purposes; providing for the supervision thereof; providing for the designation of the newspaper publication; providing for the filing and paying of claims; and declaring an emergency.

HB 921—By Levergood—An Act relating to city government; amending 11 O. S. 1951, § 564, which section pertains to provisions of city charters in conflict with laws relating to cities in force at the time of the adoption and approval of such charters; providing that charter provisions shall not prevail when in conflict with certain sections of this title; amending city charters under certain conditions to comply with applicable laws of this state; and declaring an emergency.

HB 930—By Bower, Privett, Etling and Tinker of the House and Morford, Breeden and Field of the Senate—An Act relating to the public schools of Oklahoma; amending 70 O. S. 1951, § 18-4, Subdivision 1, Paragraph n; providing for minimum of teachers in isolated school districts; fixing effective date of Act; and declaring an emergency.

HB 880—By Baggett—An Act relating to motor vehicles; amending 47 O. S. 1951 § 52d, as amended, which relates to certain tax exempt title certificates, by amplifying the class relating

to corporate and partnership liquidations and reorganization, and restricting the same; providing for severability; and declaring an emergency.

HB 932—By Richeson, Cole, Taliaferro, Ogden and Huser — An Act relating to turnpikes; providing for the apportionment of the motor fuels excise taxes on motor fuels consumed on the Oklahoma Turnpikes to the Oklahoma Turnpike Authority to be placed in a trust fund and used for the benefit of hereafter issued turnpike bonds, and providing limits thereon; providing for the replacement of funds expended from said trust fund to the State of Oklahoma Department of Highways prior to the delivery of any turnpike to the State of Oklahoma; and providing for the dissolution of said trust fund and return of the balance in said trust fund to the State of Oklahoma Department of Highways; providing for the investment of such trust funds; amending 69 O. S. 1951, Section 668; authorizing bringing of actions in the Supreme Court; amending 69 O. S. 1951, Section 653, as amended, declaring the authority to be an essential governmental function of the state; making certain exceptions, amending 69 O. S. 1951, Section 655, as amended, relating to the powers and duties of the authority and to project priorities; amending 69 O. S. 1951, Section 665, relating to investment in bonds by certain companies; providing for severability; making Act superior to conflicting laws; 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 243**.

The above numbered Bill was referred for enrollment.

GENERAL ORDER

HB 558, by Ruby and Davis of the

House and Hope and Bailey of the Senate, was read and considered.

Senator Hope asked unanimous consent that the enacting clause to **HB 558** be stricken, which was the order.

Upon motion of Senator Hope, **HB 558**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 558**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 558 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Excused: Allen, Baldwin, Berrong, Collins, Easterly, Garvin, Herndon, McSpadden, Morford, Payne, Pitcher, Sandlin, Stipe, Tipps.—14.

Not Voting: Harris.—1.

The bill was declared passed.

Upon motion of Senator Hope, the emergency clause to **HB 558** was ordered stricken and the title amended to conform.

HB 558, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Grantham asked unanimous consent that consideration of the Motion to Reconsider the vote by which **HB 653** failed of passage be extended until Monday, June 15, which was the order.

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

GENERAL ORDER

HB 825 was taken up for further consideration.

Section 18 was considered further.

Senator Hall moved to amend **HB 825**, line 12, page 36, by striking the figures \$2,000.00 and inserting the figures, \$5,000.00, which amendment was tabled upon motion of Senator Cartwright (Bryan).

Senator Breeden moved to amend **HB 825**, line 15, page 36, by striking the figure 2500 and substituting the figure 1000, which amendment was tabled upon motion of Senator Shoemake.

Senators Garvin, Stipe and Payne asked to be recorded present, which was the order.

Senator Kerr moved to amend **HB 825**, page 36, by striking all of subsection 7 and substituting the following: "(a) Package store license for all cities and towns of 200 population or more shall be \$600.00," which amendment was tabled upon motion of Senator Cobb.

Senator Breeden moved to amend **HB 825**, line 17, page 36, by inserting a new sub-section (b) as follows: "(b) Package store license for cities and towns from 1000 to 2500 population—\$400.00," and renumbering the remaining sub-sections, which amendment, by unanimous consent, he withdrew.

Senator Ritzhaupt moved to amend **HB 825**, line 6, page 37, by striking after the dollar sign the figures 5.00 and insert 25.00 and on line 6 $\frac{1}{2}$ insert: "(9) Employee's license \$5.00," and renumber the remaining sub-sections, which amendment, by unanimous consent, upon request of Senator Shoemake, was declared adopted.

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

Senators McClendon and Cobb moved to amend **HB 825**, line 2, page 39, by adding after the period on line 2 the following: "It is further provided that

before any retail license is issued to any person, individual or partnership by the said Commission, all persons, individuals or partnerships must first obtain a license from said city, town or subdivision where said licensee shall be located, and said licensee shall have the right of appeal from the decision of said governing board of such city, town or subdivision thereof, which amendment was tabled upon motion of Senator Miskovsky.

Senator Cobb moved to amend **HB 825**, line 14 $\frac{1}{2}$, page 37, by adding a new sub-section to be numbered (17) to read as follows: "(17) Identification permits for purchasers of all alcoholic beverages as defined by this Act—\$1.00," which amendment was tabled upon motion of Senator Boecher.

President Pro Tempore Garvin presiding.

Senator Trent moved to amend **HB 825**, line 5, page 38, by striking after the article, "a," and before the word, "manufacturer," the word, "retailer," which amendment, by unanimous consent, he withdrew.

Upon motion of Senator Shoemake, Section 18, as amended, was declared adopted.

Senator Trent moved that further reading of **HB 825** section by section be dispensed with, giving the option to any individual member to request the reading of any particular section.

Senator Hamilton moved to table the Trent motion, which motion was declared failed of adoption.

The vote occurring on the Trent motion, it was declared adopted.

Senator Hamilton moved that the Senate work under a Call.

Senator Ritzhaupt moved that the Senate recess for forty-five minutes for lunch before taking any action on the Call, which motion by unanimous consent he withdrew.

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

The vote occurring on the Hamilton motion, it was declared adopted.

Upon the roll being called, the following were noted absent: Senators Baldwin, Breeden, Field, Hall and Mahan.

The Sergeant-at-Arms was instructed to immediately notify the absent members of the Senate's order.

Senators Breeden, Baldwin, Field and Mahan asked to be recorded present, which was the order.

Section 19 was read.

Senator Ritzhaupt moved to amend line 12, page 36, by adding after the comma and before the word, "storage," the words, "employees license," which amendment, by unanimous consent, upon request of Senator Shoemake, was declared adopted.

Upon motion of Senator Shoemake, Section 19, as amended, was declared adopted.

Section 20 was read.

Senator Wilson (Greer) moved to amend **HB 825**, line 16, page 40, by adding after the word, "license," on line 16, the following: "Provided, that the cost of said license shall be computed on a monthly basis. Licenses issued on or before the fifteenth (15th) day of any month shall be charged for on the basis of the first (1st) day of said month, and licenses issued after the fifteenth (15th) day of any month shall be charged for on the basis of the first (1st) day of the next month," which amendment, by unanimous consent, upon request of Senator Shoemake, was declared adopted.

Upon motion of Senator Shoemake, Section 20, as amended, was declared adopted.

Section 21 was read.

Senator Boecher asked unanimous consent to amend **HB 825**, line 17, page

42, by striking the word, "license," and inserting the word, "permit," which was the order.

Senator Shoemake moved to amend **HB 825**, line 6, page 49, by striking after the word, "more," the period and inserting in lieu thereof a comma and adding the following: "according to the last preceding federal decennial census," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 7½, page 45, by adding a new section (i) as follows: "(i) Employee's license shall authorize the holder thereof to work in a Brewery, Distillery, Winemaker package store or any establishment where alcohol, alcoholic beverages, wine or beer is made, blended, rectified or sold," and renumbering subsequent sections, which amendment was declared adopted.

Senator Fine moved to amend **HB 825**, line 14, page 44, by placing a semi-colon after the word, "temperature," and adding the following: "provided further that the package store licensee shall retain two per cent (2%) of the sales tax collections for all sales of alcoholic beverages as defined by the Act," which amendment, by unanimous consent, he withdrew.

Senator Mahan moved to amend **HB 825**, line 2, page 49, after the period on line 2, by adding the following: "Provided, that a storage license issued to a Class B wholesaler shall permit the storage of light beer and permit the sale and delivery to retailers from the premises covered by such licenses" which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 21, as amended, was declared adopted.

After explanation of Sections 22 and 23, they were declared adopted upon motion of Senator Shoemake.

Senator Tipps moved to reconsider the vote by which Section 18, as amended, was adopted, which motion prevailed.

Section 18 was considered further.

Senator Tipps moved to amend **HB 825**, line 12, page 37, by striking the figure \$5.00 and inserting the figure \$500.00, which amendment, by unanimous consent, he withdrew.

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

Senators Fine, Harris and Grantham moved to amend **HB 825**, lines 9, 10 and 11, page 36, by adding after the word, "License," and before the figures on said lines the following: "both for distillers in this state and those located outside." which, by unanimous consent, they withdrew.

Senators Tipps, Mahan, Harris, Grantham and Fine moved to amend **HB 825**, line 14½, page 37, by adding the following new language: "The above licenses and fees required for brewers, distillers, winers and rectifiers shall be required for both residents and non-residents," which amendment, by unanimous consent, upon request of Senator Shoemake was declared adopted.

Upon motion of Senator Shoemake, Section 18, as amended, was declared adopted.

Section 24 was read.

Senator Breeden moved to amend **HB 825**, line 17, page 51, after the word, "sales," adding the following: "Provided that the company represented by the holder of a non-resident seller's permit hold the proper corresponding license at the fee set out in sub-section (a), Section 18."

Senator Shoemake moved to table the Breeden amendment, which motion was declared failed of adoption.

The vote occurring on the Breeden amendment, it was declared adopted.

Upon motion of Senator Shoemake, Section 24, as amended, was adopted.

Senator Boecher asked unanimous consent, which was granted, that **HB 825** be amended by striking the words

"Non-Resident Seller's License" wherever they appear in the bill and inserting the words "Non-Resident Seller's Permit."

Sections 25 and 26, after explanations, were adopted upon motions of Senator Shoemake.

Section 27 was read.

Senator Shoemake moved to amend **HB 825**, line 16, page 56, by deleting after the word "qualified" and before the word "in" the word "freeholder" and substituting therefor the word "elector," which amendment was declared adopted.

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

Upon request of Senator Fine, the Senate was declared in recess for 15 minutes.

The Senate reassembled, with President Pro Tempore Garvin presiding.

Senator Hall moved to amend **HB 825**, lines 3 and 5, page 57, by striking after the word "partner" and before the word "of" the words "or spouse" and on line 11, by striking the words "or whose spouse has held," which amendment was tabled upon motion of Senator King.

Senator Mahan moved to amend **HB 825**, line 10, page 60, by inserting after the word "permit" and before the word "issued" the words "for the same location," which amendment was declared adopted.

Senator Miskovsky moved to amend **HB 825**, line 18, page 59, and line 1 page 60, by striking the language "Wholesaler's Class B Wholesaler's or," which amendment was declared adopted.

Senator Miskovsky moved to amend **HB 825**, lines 4 and 5, page 60, by striking the following language: "other than a Storage license or Bonded Warehouse license," which amendment was declared adopted.

Senator Harris presiding.

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

Upon motion of Senator Shoemake, Section 27, as amended, was adopted.

Sections 28 and 29, after explanations, were adopted upon motions of Senator Shoemake.

Senator Cobb moved it be the order that the Senate continue its work until 3:30 p. m., this day, at which time it will adjourn to meet on Monday, June 15, as provided under the Rules, which motion prevailed.

Sections 30, 31, 32 and 33, after explanations, were adopted upon motions of Senator Shoemake.

Section 34 was read.

Senator Bailey moved to amend **HB 825**, line 16, page 69, by adding after the word "activities" and before the word "or" the following language "or funeral home," which amendment was declared failed of adoption.

Senator Wilson (Greer) moved to amend **HB 825**, lines 16 and 17, page 69 and line 5, page 70, by adding after the words "school" and before the words "provided" the following "or existing residence," which amendment was tabled upon motion of Senator Mahan.

Senator Shoemake moved to amend **HB 825**, line 5, page 69, by adding after the word "beverages" and before the word "are" the following: "except beer or wines in packages only," which amendment was declared adopted.

Senator Grantham moved to amend **HB 825**, line 16, page 69, by adding after the word "school" and before the word "provided" the words: "Young Men's Christian Association, Young Women's Christian Association, Youth Center where supervised recreation and youth activities are conducted, or any Boy Scout Office or Camp Fire Girls' Office," which amendment was declared failed of adoption.

President Pro Tempore Garvin presiding.

Senator Land moved to amend **HB**

825, line 16, page 69, by adding after the word "activities" and before the word "or" the words: "any residence occupied by a person or persons who are opposed to the use of alcoholic beverages on religious or moral grounds" which amendment by unanimous consent he withdrew.

Senator Hamilton moved to amend **HB 825**, line 5, page 70, by striking after the word "to" and before the word "entrance" the words: "the public" and inserting the word "any," which amendment was declared failed of adoption.

Senator Bailey moved to amend **HB 825**, line 5, page 70, by adding after the word "church" and before the word "or" the following language: "funeral home," which amendment was declared adopted.

Senator Hamilton moved to amend **HB 825**, line 6, page 70, by inserting after the word "street" and before the word "right" the words "or alley," which amendment was declared failed of adoption.

Senator Shoemake moved to amend **HB 825**, line 8, page 70, by adding after the word "points" a period and by striking the balance of line 8 and all of lines 9 and 10, which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 10, page 70, by adding the following: "A package store located in the distance as provided in this Section shall close during a funeral service" which amendment was tabled upon motion of Senator Shoemake.

Senator Ritzhaupt moved that the vote be reconsidered by which the Bailey amendment to line 5, page 7, was adopted, which motion was declared adopted.

Upon motion of Senator Ritzhaupt the Bailey amendment to line 5, page 70, was tabled.

Senator McClendon moved to amend

HB 825, line 10, page 70, by adding after the word "door" the following: "Provided a license shall not be issued for a location on any city or town block where a school or church is located," which amendment was declared adopted.

Senator Grantham moved that the vote be reconsidered by which his amendment to line 16, page 69, failed of adoption.

Senator Miskovsky, as a substitute, moved when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Cobb motion—1:30 p. m., Monday, June 15, which motion was declared adopted.

Upon motion of Senator Wilson (Beckham), the Call of the Senate was ordered lifted.

FIRST READING

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

SB 356—By Field—An Act relating to insurance: amending Section 110, Article 1, Title 36, Page 216, Oklahoma Session Laws, 1957 (36 O. S. Supp. 1957, § 110), relating to insurers exempt from insurance code, by exempting group plans and policies for personnel of educational institutions from premium taxes; providing for severability; and declaring an emergency.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 72** and **163** each as amended.

HAs to **SB 72** read as follows, and consideration deferred:

AMENDMENT NO. 1 Amend Engrossed Senate Bill No. 72, by adding the following coauthors of the House, "SHIBLEY and WILKERSON."

AMENDMENT NO. 2. Strike all of said TITLE of Engrossed Senate Bill No. 72, and insert in lieu therefor: "AN ACT APPROPRIATING TO DEPENDENT YOUTH AND ORPHANS;

EMERGENCY; AMENDED FOR CONFERENCE."

HAs to **SB 163** read as follows, and consideration deferred:

AMENDMENT NO. 1. Add "PRIVATE" as first House co-author to Engrossed Senate Bill No. 163.

AMENDMENT NO. 2. Page 1, the TITLE thereof by striking all of said Title and inserting in lieu thereof the words "AN ACT RELATING TO SIX LIVESTOCK FIELD POLICEMEN; EMERGENCY; AMENDED FOR CONFERENCE."

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 523** and **818**, requesting Conference and referring the bills to the General Conference Committee on Appropriations.

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 345**—Criminal Jurisprudence.
- HB 568**—Criminal Jurisprudence.
- HB 573**—Criminal Jurisprudence.
- HB 574**—Criminal Jurisprudence.
- HB 810**—Criminal Jurisprudence.
- HB 829**—Criminal Jurisprudence.
- HB 883**—Criminal Jurisprudence.

DO PASS, as amended:

- SB 349**—Appropriations and Budget.
- HB 583**—Appropriations and Budget.
- HB 708**—Appropriations and Budget.
- HB 855**—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 22 and **23** each correctly enrolled.

Enrolled **SCRs 22** and **23** were each properly signed and ordered transmitted

to the Honorable House for the signature of the Speaker.

As provided under the Miskovsky mo-

tion, President Pro Tempore Garvin declared the Senate adjourned to meet on Monday, June 15, at 1:30 p. m.

Ninety-second Legislative Day

Monday, June 15, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Allen, Ritzhaupt, Sandlin.—3.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, The Reverend J. J. Stowe, Jr., Pastor of the First Methodist Church of Durant.

Senator Miskovsky introduced Miss Jo Ann Scott of Oklahoma City, winner of the Miss Oklahoma City contest, preliminary to the Miss America contest, and asked that she be made an Honorary Journal Clerk for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

MOTIONS TO RECONSIDER VOTES

Senator Collins asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **HB 610** failed of passage be extended one legislative day, which was the order.

Senator Grantham asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **HB 653** failed of passage be extended one legislative day, which was the order.

Senator Hamilton asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **HB 620** was passed be extended one 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:

SB 354—Revenue and Taxation.

HB 694—Revenue and Taxation.

HB 872—Revenue and Taxation.

HB 874—Revenue and Taxation.

HB 875—Revenue and Taxation.

HB 912—Revenue and Taxation.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 356—Insurance.

HB 522—Roads and Highways.

HB 581—Appropriations and Budget.

HB 618—Judiciary.

HB 860—Criminal Jurisprudence.

HB 868—Privileges and Elections.

HB 878—Judiciary.

HB 881—Appropriations and Budget.

HB 903—State and Federal Government.

HB 909—County Government.

HB 921—Municipal Government.

HB 930—Education.

HB 880—Revenue and Taxation.

HB 932—Roads and Highways.

HJR 531—State and Federal Government.

RESOLUTION

SCR 25 was introduced by Senator Boecher, following which Senator Mahan asked to be made co-author, which was the order.

SCR 25, as co-authored, was read at length as follows, adopted upon motion of Senator Boecher, and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 25—By Boecher and Mahan of the Senate and Burnham of the House.

A CONCURRENT RESOLUTION COMMENDING MISS DORIS WOODS OF WATONGA AND OKLAHOMA STATE UNIVERSITY ON HER ACHIEVEMENTS AND CONGRATULATING HER ON RECENT HONORS; AND ORDERING DISPOSITION OF THE COPIES OF THIS RESOLUTION.

WHEREAS, it is fitting and appropriate that the Oklahoma Legislature recognize the truly outstanding achievements of its young citizens in these modern times when the accomplishments of our youth are so often overlooked; and

WHEREAS, Miss Doris Woods of Watonga, Oklahoma, was recently chosen the outstanding 4-H Club girl in the State of Oklahoma, and earned this honor through such accomplishments and holding such offices as: Regional and State 4-H Club Secretary, State 4-H Club First Vice-President, winning a National 4-H Health contest, participating in the National 4-H Congress at

Chicago, and National 4-H Club Conference at Washington, D. C., organizing and starting Watonga Dunbar and Geary 4-H Clubs, winning Oklahoma 4-H Club Key award and other 4-H honors and activities too numerous to mention; and

WHEREAS, this outstanding young lady has continued her career of service and leadership at Oklahoma State University where she is a freshman, having been chosen President of the Freshman Home Economics Club, outstanding freshman Home Economics student, Secretary of the Collegiate 4-H Club, Editor of the "D. S. F. Word," Delegate to the O. S. U. Religious Council and Deaconess in the First Christian Church at Stillwater.

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

That Doris Woods, Watonga, Oklahoma, is hereby highly commended for her work, service and leadership among the youth of our State, congratulated by the members of the Legislature of her State on the honors which have justly inured from her efforts, and is cited to the young people of Oklahoma as an example of the finest type of young citizen.

BE IT FURTHER RESOLVED that properly prepared copies of this Resolution be presented to the Daily O'Collegian, to the Dean of Students, and Kappa Kappa Sorority, all at Oklahoma State University, and to the Watonga Republican.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 193**, Co-authored by Andrews, Belvin, Burnham, Hargrave, Moad, Murrow, Odom (McIntosh), Pat-

terson, Poynor, Shipley (Nowata), Watkins, Wolf.

The above numbered bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of Engrossed **HB 685**, as amended.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 569, 697, HJR 518**, as amended.

GENERAL ORDER

Senator Mahan asked unanimous consent that **SB 339**, by Miskovsky, be withdrawn from the Calendar and referred to the Committee on Education, which was the order.

HB 825 was considered further.

Senator Collins moved that the remainder of **HB 825** be read and considered section by section, which motion failed of adoption.

Section 34 was considered further.

Referring to the Grantham motion, submitted June 11, to reconsider the vote by which his amendment to line 16, page 69, failed of adoption, it was declared failed of adoption.

Senator Stipe moved to amend **HB 825**, line 10, page 70, by adding after the word, "door," the following: "Notwithstanding the provisions of this section the city government may grant permission for the location of retail premises in any hotel," which amendment was tabled upon motion of Senator Miskovsky.

Senator Grantham moved to amend **HB 825**, line 3, page 70, by striking after the word, "effect," all remaining language in Section 34 and substituting the following: "The distance indicated in this section shall be measured from the nearest property line of such church or school to the nearest public entrance door of the premises of such package

store along the street right of way line providing the nearest direct route usually traveled by pedestrians between such points. For purposes of determining measured distance property situated on the opposite side of the street from such church or school shall be considered as if it were located on the same side of the street with such church or school."

Senator Grantham asked unanimous consent, which was granted, to add at the end of his amendment the McClenendon amendment to Section 34, (line 10, page 70,) adopted on June 11, being as follows: "Provided, a license shall not be issued for a location on any city or town block where a school or church is located."

Senator Grantham moved the adoption of his amendment, which motion prevailed.

Senator Stipe moved to amend **HB 825**, line 10, page 70, following all previous amendments to be the last sentence of this section by adding the following: "Notwithstanding the provisions of this section, the Alcoholic Beverage Board may grant permission for the operation of a retail package store in a building occupied by a hotel," which amendment was tabled upon motion of Senator Hamilton.

Senator Shoemake asked unanimous consent, which was granted, that the vote be reconsidered by which his amendment to line 5, page 69, after the word, "beverage," and before the word, "are," was adopted.

Senator Shoemake moved that his amendment to line 5, page 69, lie on the table, which motion prevailed.

Upon motion of Senator Shoemake, Section 34, as amended, was declared adopted.

Senator Miskovsky moved to reconsider the vote by which Section 18, as amended, was adopted, which motion was tabled upon motion of Senator Hope.

Senator Shoemake moved to reconsider the vote by which Section 27 was adopted, which motion prevailed.

Senator Shoemake moved to reconsider the vote by which the Miskovsky amendment to line 18, page 59 and line 1, page 60, was adopted, which motion prevailed.

Senator Shoemake moved to table the Miskovsky amendment to line 18, page 59 and line 1, page 60, which motion was declared adopted.

Upon motion of Senator Shoemake, Section 27, as amended, was declared adopted.

Section 35 was read.

By unanimous consent, upon request of Senator Shoemake, further consideration of Section 35 was deferred temporarily.

Section 36 was read.

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

Senator Cowden moved to amend **HB 825**, by striking lines 1 to 18, page 73, and lines 1 to 18, page 74, and lines 1 to 11, page 75, and line 18, page 75, and lines 1 to 18, page 76, and lines 1 and 2, page 77.

Senator Cartwright (Bryan) presiding.

Senator Miskovsky moved that the Cowden amendment lie on the table, which motion was declared failed of adoption upon a roll call as follows:

Aye: Bailey, Boecher, Cartwright (Seminole), Garvin, Grantham, Harris, Herndon, Miskovsky, Morford, Payne, Ritzhaupt, Shoemake, Stipe, Trent, Walker.—15.

Nay: Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Pazoureck, Pitcher, Tipps, Wilson (Beckham), Wilson (Greer).—26.

Excused: Allen, Sandlin.—2.

Not Voting: Hall.—1.

The vote occurring on Cowden amendment, it was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 9, page 77, by striking after the word, "shall," and before the word, "cancel," the word and comma, "suspended," which amendment was declared adopted.

Senator Miskovsky advised the Senate that he would move to reconsider the vote by which the Cowden amendment to Section 36 was adopted before the bill is advanced to engrossment and third reading.

Upon motion of Senator Shoemake, Section 36, as amended, was declared adopted.

Section 35 was considered further.

Senator Mahan moved to amend **HC 825**, line 14, page 70, after the word, "indirectly," by striking the period and inserting in lieu thereof, a colon, which by unanimous consent he withdrew.

Senator McClendon moved to amend **HB 825**, line 14, page 71, by striking sub-section (5) and renumbering the following subsections, which amendment was tabled upon motion of Senator Shoemake.

Senator McClendon moved to amend **HB 825**, line 17, page 71, by striking sub-section 6, which amendment was tabled upon motion of Senator Miskovsky.

Further consideration of **HB 825** was temporarily deferred.

MOTION TO RECONSIDER VOTE

Senator Miskovsky asked unanimous consent, to which Senator Shoemake objected, that the time for consideration of his motion to reconsider the vote by which **SB 153**, as amended, was passed, be extended one legislative day.

Senator Shoemake asked unanimous consent to withdraw his objection, which was the order.

There being no objection to the Mis-kovsky request, consideration of his motion relative to **SB 153** was extended for one legislative day.

HB 825 was considered further.

Referring to Section 35:

Senator Mahan moved to amend **HB 825**, line 2, page 72, after the word, "draft," and before the word, "by," add the following: "or the failure to deposit for collection a current check or draft," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 35, as amended, was declared adopted.

President Pro Tempore Garvin presiding.

Senator Hamilton asked unanimous consent, which was granted, to reconsider the vote by which Section 36, as amended, was adopted.

Senator Hamilton moved to amend **HB 825**, line 9, page 72, by adding after the letter (a) and before the word, "It," the number (1); to strike the period on line 11; and to strike the number (1) on line 12, which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 36, as amended, was adopted.

Section 37 was read.

Senator Pazoureck moved to amend **HB 825**, lines 4 and 5, page 78, by striking after the word, "tax," the words, "has not been paid," and substituting therefor the words, "is delinquent," which amendment was declared adopted.

Senator Breeden moved to amend **HB 825**, line 6, page 79, by changing the period (.) after the word, "view," to a comma, and before the word, "Any," and adding the following language: "and out of reach of the driver or any occupant of the vehicle."

Senators Stipe and Dacus asked to be made co-authors of the Breeden amendment, which was the order.

Senator Shoemake moved to table the

Breeden-Stipe-Dacus amendment, which motion failed of adoption.

The vote occurring on the Breeden-Stipe-Dacus amendment, it was declared adopted.

Senators McSpadden, Stipe, Collins, McClendon, Cobb and Trent moved to amend **HB 825**, line 12, page 79, by striking lines 12, 13, 14, 15 and line 16 to the word, "it."

Senator Shoemake, as a substitute, moved to amend **HB 825**, by striking all of sub-section (8), lines 12 through 18, page 79, and lines 1 through 5, page 80, and inserting in lieu thereof a new sub-section (8), as follows: "(8) It shall be unlawful to drink in public or to be drunk in public. This provision shall be cumulative and in addition to existing law."

Senator McSpadden asked unanimous consent to withdraw his amendment and to be made a co-author of the Shoemake amendment, which was the order.

Senator Tipps, as a substitute, moved to amend **HB 825**, line 13, page 79, by striking after the word, "allowed," all of lines 13, 14, 15 and line 16 through the word, "view."

Senator Stipe asked to be made a co-author of the Tipps amendment, which was the order.

Senator Hope presiding.

President Pro Tempore Garvin presiding.

The vote occurring on the Tipps-Stipe amendment, it was declared adopted.

By unanimous consent, further consideration of **HB 825** was deferred.

PENDING CONSIDERATION OF CCR

Senator Hope moved that the Senate refuse to adopt the Conference Committee Report on **HB 547** and ask for further conference, referring the bill to the General Conference Committee on Appropriations, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 546, 578, 638, 839**, requesting Conferences, and referring the Bills to the General Conference Committee on Appropriations.

Senator Hope moved that the requests of the Honorable House for Conferences on the following numbered bills be granted and they be referred to the General Conference Committee on Appropriations, which motion prevailed:

HB 546—General Conference Committee on Appropriations.

HB 578—General Conference Committee on Appropriations.

HB 638—General Conference Committee on Appropriations.

HB 839—General Conference Committee on Appropriations.

PENDING REQUESTS FOR CONFERENCES

Senator Hope moved that the requests of the Honorable House for Conferences on the following numbered bills be granted and they be referred to the General Conference Committee on Appropriations, which motion prevailed:

HB 523—General Conference Committee on Appropriations.

HB 818—General Conference Committee on Appropriations.

PENDING CONSIDERATION OF HAS

Senator Hope moved that the Senate refuse to concur in **HAs** to **SBs 72** and **163** and request conferences, referring the bills to the General Conference Committee on Appropriations, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 312**, as amended.

HAs to **SB 312** read as follows, and consideration deferred:

AMENDMENT NO. 1.—Amend Engrossed Senate Bill No. 312, Page 1, by

adding the following co-authors: Baggett, Nance, McCune, Howard, Poynor, Mountford, Richardson, Roberts, Clark, Skaggs, Ford, Reneau, Fuller, Andrews, Johnston, Foster, Shibley, Forsythe, Privett, Kardokus, Tinker, Wilkerson, Bradley (Tulsa), Spraker, Burnham, Cox, Howze, Lance, Richeson, Buckler, McGahey, Sparger, Craig, Bond (Marshall), Bower, Meacham, Ruby, Sare, Bond (Stephens), Daniel, Goodfellow, Langley, Van Hooser, Watkins, Vandiver, Avey, Ogden, Cooksey, Fogarty, Moad, and House Committee on Revenue and Taxation and House Committee on Social Welfare.

AMENDMENT NO. 2.—Amend Engrossed Senate Bill No. 312, Page 1, the **TITLE** thereof, by striking all of said **TITLE**; the **ENACTING CLAUSE** and **SECTIONS 1** through **11** and substitute in lieu therefor the following:

AN ACT RELATING TO AND PROVIDING FOR STATE BUILDINGS; PROVIDING FOR THE CONSTRUCTION, EQUIPPING, OPERATION AND FINANCING OF A STATE OFFICE BUILDING OR BUILDINGS FOR THE USE OF STATE AND/OR FEDERAL AGENCIES AND DEPARTMENTS; CREATING THE "OKLAHOMA CAPITOL IMPROVEMENT AUTHORITY" AND PRESCRIBING THE COMPOSITION, POWERS AND DUTIES THEREOF; PROVIDING FOR AND AUTHORIZING THE FINANCING OF SUCH OFFICE BUILDING OR BUILDINGS THROUGH THE ISSUANCE OF SELF-LIQUIDATING REVENUE BONDS AND PRESCRIBING THE CONDITIONS FOR, AND REGULATING THE SALE, ISSUANCE, APPROVAL, PURCHASE AND REDEMPTION OF SUCH BONDS; AUTHORIZING THE PURCHASE THEREOF BY CERTAIN STATE AGENCIES; RESTRICTING USE OF FUNDS; EMPOWERING THE AUTHORITY TO FIX RENTS, CHARGES AND FEES; AUTHORIZING THE AUTHORITY TO

EXECUTE AGREEMENTS WITH STATE AGENCIES AND DEPARTMENTS AND THE FEDERAL GOVERNMENT; EXEMPTING BONDS FROM TAXATION; REPEALING TITLE 62 O. S. 1957 SUPPLEMENT, SAME AS SENATE BILL 23, 1953 SESSION LAWS; PROVIDING THAT PROVISIONS OF THE ACT ARE SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The purpose of this Act is to provide adequate and suitable space for offices and other necessary uses for all Departments and Agencies of the State, particularly the ones now paying or which hereafter may be required to pay rent, and for the purpose of increasing the efficiency of the operation of State Departments and Agencies, and to eventually cause the State of Oklahoma to receive all the benefit of the rents now being paid by State Departments and Agencies.

SECTION 2. (a) There is hereby created a body corporate and politic to be known as the "Oklahoma Capitol Improvement 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, equipping, operation and maintenance of the State building or buildings (hereinafter referred to as the "building") shall be deemed and shall be held to be an essential governmental function of the State.

(b) The Authority shall consist of five (5) members, including the Governor of the State, who shall be Chairman of the Authority, and the State Treasurer, the Attorney General, the Chairman of the State Board of Public

Affairs and the Director of the Department of Public Welfare.

(c) The Authority shall elect one of its members as Vice-Chairman and one as Secretary. Three members of the Authority shall constitute a quorum and the vote of three members shall be necessary for any action taken by the Authority. No vacancy in the membership of the Authority shall impair the rights of a quorum to exercise and perform all of the rights and duties of the Authority. The members of the Authority shall not be entitled to compensation for their services, but each member shall be reimbursed for his actual expenses necessarily incurred in the performance of his official duties.

(d) Before the issuance of any revenue bonds under the provisions of this Act, each member of the Authority shall execute a surety bond in the sum of Twenty-five Thousand Dollars (\$25,000.00), each such bond to be conditioned upon the faithful performance of the duties of his office, as such member, 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.

SECTION 3. (a) The Authority is hereby authorized to acquire land for and to erect, equip, operate and maintain a building or buildings for the use of State and/or Federal Agencies and Departments, the place of erection to be selected by the Authority within the Capitol Improvement and Zoning District as defined by law and approved by the Capitol Improvement and Zoning Commission.

(b) For the purpose of paying the costs thereof the Authority is hereby authorized to borrow money on the credit of the income and revenues to be derived from the operation of said

building and, in anticipation of the collection of such income and revenues, to issue negotiable bonds not to exceed the sum of Ten Million Dollars (\$10,000,000.00) as may, in the opinion of the Authority, be necessary for such purposes, and is authorized to provide for the payment of such bonds and the rights of the holders thereof, as hereinafter provided. Said bonds may be issued in one or more series, may be sold in such manner and at such price or prices, may bear such date or dates, may mature at such time or times, not to exceed thirty (30) years from their date, may be in such denomination or denominations, may be in such form either coupon or registered, may carry such registration or conversion privileges, may be executed in such manner, may be payable in such medium of payments, at such place or places, may be subject to such terms of redemption, with or without premium, and may bear such rate or rates of interest, not exceeding four per cent (4%) per annum, as may be provided by resolution or resolutions to be adopted by the Authority. Such bonds shall have all of the qualities and incidents of negotiable paper, and shall not be subject to taxation by the State of Oklahoma, or by any county, municipality or political subdivision therein. All bonds maturing after ten (10) years from their dates shall be subject to call and redemption, in inverse order of maturity and bond numbers, at par and accrued interest. The detailed provisions for such call and redemption to be fixed by the Authority in the resolution or resolutions authorizing the issuance of said bonds.

(c) The Authority may issue bonds hereunder for the purpose of refunding any obligation of the Authority payable from the revenues of said building, or may authorize and deliver a single issue of bonds hereunder for the purpose in part of refunding obligations of the Authority payable from the revenues de-

rived from said building and in part for the making, equipping and furnishing of additions, improvements and extensions thereto or for an additional building or buildings. Where bonds are issued under this paragraph solely for refunding purposes, such bonds may either be sold as above provided or delivered in exchange for the outstanding obligations. If sold, the proceeds may be either applied to the payment of the obligations refunded or deposited in escrow for the retirement thereof. Nothing herein contained shall be construed to authorize the refunding of any outstanding obligations which are not either maturing, callable for redemption under their terms, or voluntarily surrendered by their holders for cancellation, unless the Authority covenants that sufficient funds to pay all remaining interest and principal payments of the outstanding obligations when due will be placed in escrow for such purpose at the place or places where said bonds are payable. All bonds issued under this paragraph shall in all respects be authorized, issued and secured in the manner provided for other bonds issued under this Act, and shall have all the attributes of such bonds. The Authority may provide any such refunding bonds shall have the same priority of lien on the revenues pledged for their payment as was enjoyed by the obligations refunded thereby.

(d) The bonds issued hereunder shall not be an indebtedness of the State of Oklahoma or of the Authority herein, but shall be special obligations payable solely from the rents and revenues to be derived from the operation of the building, and the Authority is authorized and directed to pledge all or any part of such revenues to the payment of principal and interest on the bonds, the operation and maintenance of the building, and to create a reserve for such purposes.

SECTION 4. (a) The State Treasurer of the State of Oklahoma, by and with the approval and direction of the

State Depository Board, is hereby authorized and required to purchase from the Authority at private sale, all or any part of said bonds, or interim bonds, as an investment of the public monies in his possession. It shall be the responsibility of the State Depository Board, in approving such investment, to limit its approval to the investment of only that portion of such public monies as it deems to be more than sufficient to meet current expenditures payable from public monies. The State Treasurer is authorized and required to buy, and the Authority is authorized and required to sell to the State Treasurer at private sale as provided in this Section so many of the bonds authorized by this Act, as the State Depository Board will certify in writing to the Authority, may be safely purchased for investment of public monies by the State Treasurer, without handicapping the State of Oklahoma in promptly meeting its obligations. In event of such sale or sales, the Authority shall determine and fix the rate of interest the bonds so sold shall bear, such rate of interest not to exceed the maximum hereinbefore authorized. All interest earned by such bonds as are held by the State Treasurer pursuant to such investment shall, as collected, be paid into the Oklahoma Capitol Improvement Authority Fund.

(b) In the event any or all of the bonds are sold to the State Treasurer under the provisions of Subsection (a) hereof and thereafter the uninvested cash on hand and in solvent banks should fall short of demand orders on the State Treasury, it shall be the duty of the State Treasury to so report to the State Budget Director for confirmation and to the State Depository Board for authority to sell such part or all of the bonds as are necessary to be converted into cash to meet such demands. If confirmed and authorized as aforesaid, the State Treasurer may sell such part or all of the said bonds as he is so authorized to sell, at private

sale, to the State Insurance Fund, the Teachers Retirement Fund, or any other State Fund, Department or Agency which has available monies to purchase the same, and all such State Funds, Departments and Agencies are hereby authorized and empowered to so purchase such bonds.

(c) If such bonds or any of them cannot be sold to such other State Funds, Departments and Agencies it shall be the duty of the State Treasurer to publish, advertise and, on the date given in the notice, sell at not less than par and accrued interest, to the highest and best bidder for cash, only so many of the bonds as will enable the State to meet such demand orders, provided, however, in lieu of so selling such bonds at the market, the State Treasurer and the Authority, with the approval of the State Depository Board may agree to the refunding of part or all of such bonds, in accordance with the method and procedure for refunding provided in this Act.

(d) The State Insurance Fund Commissioner with the approval of the Board of Managers of the State Insurance Fund and the State Board of Trustees of the Teachers Retirement Fund are also authorized to purchase all or any part of said bonds at private sale as an investment of such funds. In event of such sale or sales, the Authority shall determine and fix the rate of interest not to exceed the maximum hereinbefore authorized.

SECTION 5. In the event said bonds, or some portion thereof, are not sold to the State Treasurer or other State Funds, Departments and Agencies, as authorized in Section 4 hereof, then the Authority is authorized to advertise said bonds, or the unsold portion thereof, for sale to other bidders and to sell said bonds, or the unsold portion thereof, in the manner hereinafter provided. Notice of such sale shall be published at least thirty (30) days prior to the

date fixed for such sale. Such notice shall be published for at least two (2) consecutive weeks in a newspaper having general circulation in the State of Oklahoma, and at least once in a financial periodical or newspaper known to have general circulation among bond dealers and bond purchasers. Such notice shall state the time and place where and when the Authority will receive written bids for the purchase of the bonds so offered for sale and shall also state that the bonds will be sold to the bidder bidding the lowest interest rate to the State of Oklahoma, stating also, however, that the Authority may, in its discretion, reject all bids submitted and readvertise the bonds for sale. Such notice may contain such other conditions, information and details as the Authority deems appropriate and desirable to secure understanding of the offer and to assure maximum competition between bidders. Upon acceptance of the low bid, the bonds shall be issued in accordance therewith and shall be delivered to said purchaser upon payment of the purchase price thereof, which shall be not less than par plus accrued interest to date of delivery. Provided, however, no tender of the bonds shall be valid until after the expiration of the period of contestability, provided for herein. All bidders shall be required to submit with their bids, such good faith deposit as may to the Authority seem appropriate. Upon the acceptance of a bid, the Authority shall return to all of the unsuccessful bidders the deposits so made by them. All such deposits shall be made upon the agreement that the deposit made by the successful bidder shall become the property of the Authority, and shall be credited upon the purchase price of the bonds so sold and with the further agreement that if the purchaser shall fail for five (5) days after tender of the bonds, to pay the balance of the purchase price, said sale shall be thereby annulled and the deposit shall in such

event be retained by the Authority and credited to the Oklahoma Capitol Improvement Authority Fund.

SECTION 6. The Authority is authorized to issue one or more interim bonds, representative of the bonds so sold, which said interim bonds may be in any denomination, shall have all of the qualities and be secured by all of the covenants and pledges made to secure the bonds so sold, but said interim bonds shall represent the bonded debt only until such time as the definitive bonds are printed, executed and delivered to the purchaser thereof. No tender of any such interim bonds shall be valid until the expiration of the period of contestability provided in this Act. Simultaneously with delivery of the definitive bonds, any such interim bonds shall be surrendered for cancellation and cancelled by the State Treasurer of Oklahoma.

SECTION 7. Any bank, trust or insurance company organized under the laws of Oklahoma may invest its capital, surplus and reserve funds and other funds under its control in bonds issued under the provisions of this Act.

SECTION 8. Within ten (10) days after the sale or sales of said bonds, the Attorney General of the State of Oklahoma shall examine all of the proceedings of the Authority and all resolutions passed and actions taken by it in connection with the authorization, issuance and sale of such bonds and shall, if he finds such bond proceedings and sale to be constitutional and lawful, execute his certificate and file the same of record in the office of the Secretary of State of the State of Oklahoma, which said certificate shall read substantially as follows: "I have examined all proceedings had in connection with the issuance of the Oklahoma Capitol Improvement Authority Bonds in the aggregate principal amount of \$_____, dated_____, authorized and sold pursuant to (this Act), and find said pro-

ceedings and sale to be constitutional, lawful and regular in all particulars and that said bonds will be valid obligations of the Oklahoma Capitol Improvement Authority. Unless suit thereon shall be brought in the Supreme Court of the State of Oklahoma within thirty (30) days from the date of this certificate, said bonds shall be incontestable for all purposes.

Date

Attorney General of the State of Oklahoma."

Upon the filing of such certificate, bonds issued pursuant to proceedings so examined by the Attorney General, shall be incontestable for all purposes upon the expiration of thirty (30) days from the date of such certificate, unless suit be brought in the Supreme Court of Oklahoma prior to the expiration of said period as provided herein. A facsimile of such Attorney General's certificate shall appear on each bond so issued. The Supreme Court of Oklahoma is hereby vested with exclusive jurisdiction over any litigation involving the validity of any bonds issued under this Act.

SECTION 9. The bonds shall be delivered to the purchaser thereof only upon payment of par and accrued interest to the date of delivery thereof, together with any premium bid, if any. The proceeds of the sale of said bonds shall be deposited in the State Treasury of the State of Oklahoma, in a fund which is hereby created and designated the "Oklahoma Capitol Improvement Authority Fund," where they shall remain subject to disposition to be provided for by the Authority, provided that the State Treasurer of the State of Oklahoma, when so directed by the State Depository Board, shall invest said monies in interest bearing direct obligations of the United States of America, or of the State of Oklahoma,

and provided further that all such investments of said monies must be so made that the same may be liquidated in time to enable the Authority to pay, in due course, the valid indebtedness incurred by the Authority for the purposes set forth in this Act.

SECTION 10. The Authority is authorized, in its discretion, to file an application with the Supreme Court of Oklahoma for the approval of any bonds to be issued hereunder, and exclusive original jurisdiction is hereby conferred upon the Supreme Court to hear and determine each such application. It shall be the duty of the court to give such applications precedence over the other business of the court and to consider and pass upon such applications and any protests which may be filed thereto as speedily as possible. Notice of the hearing on each application shall be given by notice published in a newspaper of general circulation in the State that on a day named the Authority will ask the court to hear its application and approve the bonds. Such notice shall inform all persons interested that they may file protests against the issuance of the bonds and be present at the hearing and contest the legality thereof. Such notice shall be published one time not less than ten (10) days prior to the date named for the hearing and the hearing may be adjourned from time to time in the discretion of the court. If the court shall be satisfied that the bonds have been properly authorized in accordance with this Act and the Constitution of Oklahoma, and that when issued they will constitute valid obligations in accordance with their terms, the court shall render its written opinion approving the bonds and shall fix the time within which a petition for rehearing may be filed. The decision of the court shall be a judicial determination of the validity of the bonds, shall be conclusive as to the Authority, the State of Oklahoma, its officers, agents and instrumentali-

ties, and all other persons, and thereafter the bonds so approved and the rents and revenues pledged to their payment shall be incontestable in any court in the State of Oklahoma.

SECTION 11. In addition to all other powers expressly conferred, the Authority is hereby authorized and empowered:

(a) To adopt by-laws for the regulation of its affairs and the conduct of its business;

(b) To adopt an official seal and alter the same at pleasure;

(c) To fix and revise from time to time rent for the use of any Authority building; provided that the rents when so fixed, plus revenues derived from other sources, shall produce sufficient revenue, (1) to pay the annual cost of the operation, maintenance, and repair of such building, (2) to pay as and when due the principal and interest on the bonds issued to pay for such building, and (3) to accumulate and maintain reserves for such purposes.

(d) To acquire, hold and dispose of real and personal property in the exercise of its powers and the performance of its duties under this Act.

(e) To acquire by purchase or otherwise, on such terms and conditions and in such manner as it may deem proper, or by the exercise of the power of condemnation in the manner hereinafter provided, such public or private property and interests therein, as it may deem necessary for carrying out the provisions of this Act. The exercise of the power of condemnation shall be in accordance with and subject to the provisions of any and all existing laws and statutes applicable to the exercise of the power of condemnation of property for public use. In any condemnation proceedings the court having jurisdiction of the suit, action or proceeding may make such orders as may be just to the Authority and to the owners of the property to be condemned and may

require an undertaking or other security to secure such owners against any loss or damage by reason of the failure of the Authority to accept and pay for the property, but neither such undertaking or security nor any act or obligation of the Authority shall impose any liability upon the State or the Authority except such as may be paid from the funds provided under the provisions of the Act.

(f) To make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this Act, and particularly to make and enter into contracts and agreements with the Department and Agencies of the State of Oklahoma and/or Federal Government relating to the rent, amortization of cost and use of the building by such Departments and Agencies.

(g) To employ employees and agents as may be necessary in its judgment, and to fix their compensation; provided, that all such expenses shall be payable solely from the proceeds of bonds issued under this Act or from revenues derived from the building.

(h) To receive and accept from any Federal agency grants or payments for or in aid of the construction of any project, and to receive and accept aid or contributions from any source of either money, property, labor or other things of value to be held, used and applied only for the purposes for which such grants and contributions may be made.

(i) To do any and all things necessary to comply with rules, regulations or requirements of any State or Federal agency administering any law enacted by the Congress of the United States to aid or encourage the construction or use of such building.

(j) To do all things necessary or convenient to carry out the powers expressly granted in this Act.

SECTION 12. (a) It shall be lawful for any member or employee of the Authority to transact with the Authority, either directly or indirectly, any business for profit of such member or employee; and any person, firm, or corporation knowingly participating therein shall be equally liable for violation of this provision.

(b) The term "business for profit" shall include, but not be limited to, the acceptance or payment of any fee, commission, gift or consideration to such member or employee.

(c) Violation of any of the provisions of this Section shall constitute a felony and shall be punishable by a fine of not less than Five Hundred Dollars (\$500.00) and not more than Five Thousand Dollars (\$5,000.00), or by imprisonment in the State Penitentiary for not less than one (1) year and not more than five (5) years or by both such fine and imprisonment.

SECTION 13. In order to prevent any defaults or threatened defaults in the payment of said bonds, the Authority is hereby authorized and empowered, in cooperation with the State Board of Public Affairs, to require State Departments and Agencies to be housed in said building to pay rent for the use and occupancy of said building. Rents paid by State Departments and Agencies and all other revenues received by the Authority shall be placed in the Oklahoma Capitol Improvement Authority Fund for the purpose of maintenance of such buildings and retiring said bonds. When all bonds issued for the construction of any building constructed hereunder have been paid in full, the building shall become the property of the State of Oklahoma and shall thereafter be under the full and exclusive supervision of the State Board of Public Affairs.

SECTION 14. (a) The Authority, upon the sale of said bonds, shall pro-

ceed to employ an architect to prepare plans and specifications for the construction of the building and after its approval of such plans and specifications, it shall advertise for bids for its construction. The notice shall be published once each week for not less than three (3) consecutive weeks in one or more newspapers of general circulation, published in Oklahoma County, and in such other newspapers or trade and construction journals as may in its opinion be desirable. Such notice shall provide for the receipt of sealed bids which set the time and place at which such bids will be received, shall give the name and address of the person from whom copies of the plans and specifications and drafts of the proposed contract, to be entered into with the successful bidder, may be examined, and shall contain such other information and requirements as in the opinion of the Authority, may be necessary or desirable.

(b) On the date and time fixed in said notice, the Authority shall open, tabulate and compare the bids, and award the construction to the lowest responsible bidder. The successful bidder shall be required to furnish corporate surety bonds to the Authority, both for the completion of the construction free of all liens and encumbrances in an amount fixed by the Authority, and for the protection of the Authority and its members against all liabilities for injury to persons or damage to or loss of property arising or claimed to have arisen in the course of construction within the limits fixed by the Authority.

SECTION 15. The Agencies and Departments occupying space in the building shall pay rent from the funds provided by law for the administrative expenses of such Departments or Agencies, or as may be otherwise provided by law governing such Departments or Agencies or duly authorized contracts between such Departments or Agencies

and the Authority and/or the Federal Government.

SECTION 16. (a) The Chairman and Secretary, acting in behalf of the Authority, shall execute all bonds issued by the Authority and all contracts awarded by the Authority after approval of the form thereof by the Authority and the Attorney General.

(b) All invoices, bills and claims of whatever nature shall be subject to audit under provisions of the pre-audit law and other laws relating to the disbursement of public funds.

SECTION 17. Sections 57.4 and 57.5 (a) of Title 62 O. S. 1957 Supplement (Commonly known as Senate Bill No. 23 of the 1953 Session Laws) are hereby repealed.

SECTION 18. The provisions of this Act are severable and if any section, subsection, paragraph or clause hereof shall be held to be invalid, the decision of the court so holding such section, subsection, paragraph or clause invalid shall not be construed to apply, or affect, any other section, subsection, paragraph or clause of this Act.

SECTION 19. 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, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 651**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 651** was read and consideration deferred:

TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES,

AND THE PRESIDENT OF THE SENATE:

We, your joint conference committee to whom was referred Engrossed House Bill No. 651, and Engrossed Senate Amendments thereto entitled:

AN ACT RELATING TO MENTAL HEALTH AMENDING 43A O.S. SUPP. 1957, § 3, 14, 57 AND 111; DEFINING "PUPIL" FOR PURPOSES OF THIS ACT; PROVIDING FOR THE TRANSFER OF PUPILS AND THE METHOD THEREOF; PRESCRIBING CONDITIONS FOR INSTITUTIONAL ADMISSION OF CERTAIN MENTALLY RETARDED PERSONS; CLARIFYING CLASSES OF PERSONS WHO MAY SIGN APPLICATIONS FOR SUCH ADMISSIONS; REQUIRING PUPILS UNDER FIVE TO BE ADMITTED ONLY ON AN EMERGENCY BASIS; PRESCRIBING CONDITIONS FOR DISCHARGE OF CERTAIN PATIENTS OF INSTITUTIONS; CLARIFYING CLASSES OF PERSONS LIABLE FOR PAYMENT FOR HOSPITALIZATION OF CERTAIN PATIENTS; REPEALING 43A O.S. SUPP. 1957, § 74, 76, AND 77; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY,

Beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Joint Conference Committee concur in Senate Amendment No. 1, by striking Lines 5, 6 and 7, Section 3, Page 8.

2. That the House and Senate concur in the Joint Conference Committee Amendment which adds a new section to be numbered Section 4, as follows:

SECTION 4. 43A O.S. Supp. 1957, § 72, is hereby amended to read as follows:

Section 72. TRANSFER OF PATIENTS TO FEDERAL AND STATE AGENCIES FOR CARE AND TREAT-

MENT.—Upon receipt of a certificate of the United States Public Health Service or any agency of the United States Government or Oklahoma State War Veterans Home Facilities that facilities are available for the care or treatment of any person who has been admitted to an institution within the Department in accordance with the provisions of this Title and that such person is eligible for care or treatment, the Director, upon recommendation by the Superintendent of the institution in which the patient is located, may transfer the said patient to the United States Public Health Service or other agency of the United States Government, or Oklahoma State War Veterans Home Facilities or other agency of the State of Oklahoma for care and treatment. If the patient has been admitted under Section 55 of this Title, the Director shall notify the Committing Court of any transfer when it has been effected. Any patient transferred as provided in this Section shall be deemed to be committed to the United States Public Health Service or other agency of the United States Government or Oklahoma State War Veterans Home Facilities or other agency of the State of Oklahoma pursuant to the original commitment the same as if he had been originally committed.

3. By re-numbering the following Sections to conform herewith:

SECTIONS 4, 5, 6, 7 and 8 to be re-numbered as SECTIONS 5, 6, 7, 8 and 9, respectively.

4. Amend Title to read as follows:

AN ACT RELATING TO MENTAL HEALTH AMENDING 43A O.S. SUPP. 1957, § 3, 14, 57, 72, AND 111. DEFINING "PUPIL" FOR PURPOSES OF THIS ACT; PROVIDING FOR THE TRANSFER OF PUPILS AND THE METHOD THEREOF; PRESCRIBING CONDITIONS FOR INSTITUTIONAL ADMISSION OF CERTAIN MENTALLY RETARDED PERSONS; CLARIFYING CLASSES OF PERSONS WHO

MAY SIGN APPLICATIONS FOR SUCH ADMISSIONS; PROVIDING FOR TRANSFER OF PATIENTS TO OTHER INSTITUTIONS; PRESCRIBING CONDITIONS FOR DISCHARGE OF CERTAIN PATIENTS OF INSTITUTIONS; CLARIFYING CLASSES OF PERSONS LIABLE FOR PAYMENT FOR HOSPITALIZATION OF CERTAIN PATIENTS; REPEALING 43A O.S. SUPP. 1957, § 74, 76, AND 77; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

For the Senate:

Wilson
(Greer)
Carrier
Hall

For the House:

Cox
Williams
(Murray)
Stevens

Senator Cowden asked to be shown excused for the remainder of this legislative day, which was the order.

RESOLUTION

Senator Baldwin asked unanimous consent, which was granted, to introduce the following **SR**, following which Senators Dacus, Shoemake, Harris, Cobb, Walker, Field and Wilson (Greer) asked to be made co-authors of the Resolution.

Senators Stipe and Berrong asked to be shown excused for the remainder of this legislative day, which was the order.

SR 51, by Baldwin et al, was by unanimous consent taken up for immediate consideration and read at length as follows:

SENATE RESOLUTION NO. 51—By Baldwin, Boecher, Sandlin, Fine, Hamilton, Mahan, McClendon, Collins, Dacus, Shoemake, Harris, Cobb, Walker, Field, Wilson (Greer) and McSpadden.

A RESOLUTION CALLING UPON THE CONGRESS OF THE UNITED STATES TO INSTITUTE APPROPRIATE ACTION FOR THE CONSTRUCTION OF THE MARKHAM FERRY

DAM AND RESERVOIR PROJECT ON GRAND RIVER IN OKLAHOMA.

WHEREAS, the Oklahoma Legislature in 1935 created the Grand River Dam Authority for the development of Grand River in Oklahoma for the production of electric power and energy and other purposes, and authorized said agency to construct three power dams on said Grand River at Pensacola, Markham Ferry and Fort Gibson; and

WHEREAS, the Congress of the United States, under the Act of August 18, 1941, authorized the construction of said Pensacola, Markham Ferry and Fort Gibson dams by the Secretary of War under the supervision of the Chief of Engineers, as a part of the comprehensive plan for the development of the Arkansas River basin for flood control and other purposes; and

WHEREAS, the Grand River Dam Authority has constructed and has in operation the Pensacola Dam and Reservoir Project, and the United States of America has constructed and is now operating the Fort Gibson Dam and Reservoir Project; and

WHEREAS, the Congress of the United States, under Public Law 476, 83rd Congress, Chapter 461, 2nd Session, enacted on July 6, 1954, authorized the construction of the Markham Ferry Dam by the Grand River Dam Authority, an agency of the State of Oklahoma, and provided that said project should be constructed in general conformity with the recommendations of the Chief of Engineers, as contained in House Document 107 of the 76th Congress, and House Document 758 of the 79th Congress; and

WHEREAS, said Markham Ferry Dam and Reservoir Project is a multiple purpose project for flood control, aid of navigation, electric power and energy, recreation and other purposes; and

WHEREAS, the Grand River Dam Authority is a self-sustaining agency

of the State of Oklahoma, without power of taxation and must operate without the aid of appropriations, and must construct and operate its projects solely from revenues received from the operation of such projects; and

WHEREAS, many of the benefits from the Markham Ferry project are for flood control, navigation and recreation, which are in the public interest and for public benefit but do not produce revenues, and that the only revenue producing feature of said project is the production of electric power and energy, which revenues will be insufficient to pay the costs of the public benefits together with the cost of the electric power facilities; and

WHEREAS, the Grand River Dam Authority has been unable to finance the construction of the Markham Ferry Dam and Reservoir Project since said authorization of 1954, and it appears will be unable to finance said construction within the near future; and

WHEREAS, the Markham Ferry project is a vital cog in the over-all development of Grand River and the Arkansas River basin and it is in the public interest that said project be constructed and placed in operation at the earliest possible time; and

WHEREAS, it is the opinion of the Oklahoma Legislature that it will be in the public interest for the Congress of the United States to authorize the construction of said project by the Secretary of the Army under the supervision of the Chief of Engineers, and to appropriate the necessary funds for the construction of the same; and, that provision be made in such Act, or Acts, for the sale of the electric power and energy produced at the Markham Ferry and Fort Gibson projects on Grand River in Oklahoma to the Grand River Dam Authority, and that in fixing the rates to be paid for said electric power and energy that consideration be given

to the benefits received by said projects from the Grand River Dam Authority's Pensacola project.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That it is in the public interest that the Markham Ferry Dam and Reservoir Project on Grand River be constructed and placed in operation for flood control, navigation, recreation and the production of electric power and energy at the earliest possible time.

SECTION 2. That the construction of the Markham Ferry Dam and Reservoir Project for said purposes can only be accomplished by the action of the Congress of the United States.

SECTION 3. That the Congress of the United States is, therefore, respectfully petitioned to enact such legislation as will provide for the construction of the Markham Ferry project on Grand River in Oklahoma by the Secretary of the Army under the supervision of the Chief of Engineers in general conformity with the recommendations of the Chief of Engineers, as contained in House Document 107 of the 76th Congress and House Document 758 of the 79th Congress, as a part of the comprehensive plan for the development of the Arkansas River basin, and to further provide that the electric power and energy produced at the Markham Ferry Dam and Reservoir Project, and the Fort Gibson Dam and Reservoir Project, be sold and delivered to the Grand River Dam Authority, a public power agency of the State of Oklahoma; that the operation of said projects for power production be coordinated with the power operation of the Grand River Dam Authority's Pensacola project. The rates to be charged for electric power and energy delivered to the Grand River Dam Authority be fixed and determined by the

Federal Power Commission, such rates to be fixed having regard to the recovery of the cost of producing such electric power and energy, including the amortization of the actual capital investment of the power producing facilities at such projects for the life of said power producing facilities, and allow Grand River Dam Authority credit for all power benefits at such project received from the Grand River Dam Authority's headwater improvements and storage in the Pensacola project, including all water power rights and franchise rights in Grand River at the Markham Ferry and Fort Gibson projects.

SECTION 4. That a duly attested copy of this Resolution be immediately transmitted to the Secretary of the Senate and the Clerk of the House of Representatives of the United States, and to each member of Congress from the State of Oklahoma.

Senator Baldwin moved the adoption of **SR 51**, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminoles), Cobb, Collins, Dacus, Field, Fine, Hamilton, Harris, Kerr, McClendon, McColgin, McSpadden, Mahan, Ritzhaupt, Shoemaker, Wilson (Greer).—20.

Nay: Garvin, Grantham, Hall, King, Land, Payne, Pitcher.—7.

Excused: Allen, Berrong, Cowden, Sandlin, Stipe.—5.

Not Voting: Bailey, Carrier, Easterly, Herndon, Hope, Miskovsky, Morford, Pazoureck, Tipps, Trent, Walker, Wilson (Beckham).—12.

SR 51 was ordered referred for enrollment.

Senator Payne moved when the Clerk's desk is cleared the Senate adjourn to meet as provided under the Rules, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 553—By Roberts, Clark, Howze, Mountford, Richard, Hopkins, and Burnham, of the House, and Allen, Berrong, Morford, Tipps and Herndon, of the Senate.—A Resolution taking official notice of "operation understanding," of the need therefor and of the efficient administration thereof; expressing the gratitude of members of the Legislature and the people of Oklahoma; and directing disposition of copies of this resolution.

Consideration of **HCR 553** was deferred for the day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 833** and **867**.

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 535**.

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

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCRs 22** and **23**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 558 correctly engrossed.

SCR 24 and **SB 243** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 558**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SCR 24** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SB 243**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Garvin, having been authorized to appoint Senate Conferees, appointed as additional Conferees under the following bill the Senators named:

HB 531: Grantham and Pazoureck.

As provided under the Payne motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Ninety-third Legislative Day

Tuesday, June 16, 1959

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

The roll call was as follows:

Present: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Allen, Baldwin, Hall, Hernon, Mahan, Pitcher, Sandlin.—7.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

The President Pro Tempore announced the presence of His Excellency, Governor J. Howard Edmondson, who introduced General Maxwell D. Taylor, retiring Chief of Staff of the United States Army. By invitation, General Taylor made a few remarks, thanking the Senate for the honor in awarding him recognition for service to his country by the passage of a resolution (**SCR 14**); and he paid tribute to the many Oklahomans in Washington and all over the world who are contributing so much in serving our nation.

General Taylor was accompanied by his lovely wife and his Mother and Father, Mr. and Mrs. John E. M. Taylor of Oklahoma City.

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 668—Judiciary.

HB 813—Public Health.

HB 862—Judiciary—To Appropriations and Budget by reporting Committee.

HB 870—Judiciary—To Revenue and Taxation by reporting Committee.

HB 884—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 25 correctly engrossed.

SB 193 correctly enrolled.

Engrossed **SCR 25** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 193**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGES FROM GOVERNOR

Advising approval by him, June 16, 1959, of Enrolled **SBs 166** and **199** entitled:

ENROLLED SENATE BILL NO. 166
— By Breeden, Wilson (Greer), and Field of the Senate and Bower, Foster, Cole, Hargrave and Bradley (Jefferson) of the House.

AN ACT RELATING TO ACCOUNTS IN THE STATE TREASURY; AMENDING 62 O. S. 1951, § 7.1, WHICH RELATES TO DEPOSITORY CHARGE ACCOUNTS FOR STATE AGENCIES, BY PROHIBITING STATE TREASURER FROM ACCEPTING CERTAIN WARRANTS, CHECKS OR VOUCHERS FOR DEPOSIT IN SUCH SPECIAL DEPOSITORY ACCOUNTS; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 199
—By Allen and Stipe.

AN ACT RELATING TO THE STATE INDUSTRIAL COMMISSION; CHANGING THE NAME OF SAID COMMISSION TO THE STATE INDUSTRIAL COURT; CONFIRMING ITS STATUS AS A COURT OF RECORD; CHANGING THE NAME OF CHAIRMAN TO PRESIDING JUDGE; DELEGATING CERTAIN ADDITIONAL POWERS TO PRESIDING JUDGE; AMENDING 85 O. S. 1951 § 75, WHICH RELATES TO HEARINGS BEFORE SAID COURT, BY: DELEGATING CERTAIN CONTEMPT POWERS TO SAID COURT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 777—By McGahey, Bradley (Tulsa), McCune, Skaggs, Hopkins, Johnston, Forsythe, Howard, McCarty, Rogers, Fuller, Foster, Baggett and Andrews—An Act relating to voting machines; providing procedures for voting machines using ballots or ballot cards; amending Title 26 Oklahoma Statutes 1951, Sections 274, 282-285, 287-288, and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 243**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 24**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

HB 825 was considered further.

Senators Cobb, McClendon, King, Fine and Cartwright (Bryan) moved to amend **HB 825**, by striking all of subsection (8), pages 79 and 80, and inserting a new sub-section (8) to read as follows: "(8) It shall be unlawful to drink intoxicating liquor in public or to be intoxicated in a public place. This provision shall be cumulative and in addition to existing law."

Senators Shoemake, Dacus, Cartwright (Seminole), Carrier and Hamilton asked to be made co-authors of the Cobb - McClendon - King - Fine - Cartwright (Bryan) amendment, which was the order.

Senator Tipps moved to table the Cobb - McClendon - King - Fine - Cartwright (Bryan) - Shoemake - Dacus - Cartwright (Seminole) - Carrier - Hamilton amendment, which motion was declared failed of adoption upon a roll call as follows:

Aye: Bailey, Collins, Easterly, Garvin, Grantham, Hope, Land, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Tipps, Wilson (Beckham).—14.

Nay: Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Fine, Hamilton, Kerr, King, McClendon, McSpadden, Shoemake, Trent, Walker, Wilson (Greer).—19.

Excused: Allen, Baldwin, Hall, Herndon, Mahan, Pitcher, Sandlin.—7.

Not Voting: Field, Harris, McColgin, Stipe.—4.

The vote occurring on the Cobb, et al amendment, it was declared failed of adoption.

Senator McClendon asked for a roll call vote on the Cobb et al amendment, following the voice vote had on the amendment and before a division of the vote had been completed.

Senator Cowden raised a point of order against a roll call vote on the Cobb et al amendment, which was sustained, stating, once the AYES and NAYS on a question have been asked for and counted, then a division of the vote requested and ordered, request for a roll call is out of order.

Senator McClendon moved to reconsider the vote by which the Cobb, et al amendment failed of adoption.

Senator Payne, as a substitute, moved that Section 37 be adopted, which motion, by unanimous consent, he withdrew.

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

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

Aye: Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Field, Fine, Hamilton, Harris, Kerr, King, McClendon, McColgin, McSpadden, Shoemake, Walker, Wilson (Greer).—20.

Nay: Bailey, Collins, Cowden, Easterly, Garvin, Grantham, Herndon, Hope, Land, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Tipps, Wilson (Beckham).—17.

Excused: Allen, Baldwin, Hall, Mahan, Pitcher, Sandlin.—6.

Not Voting: Trent.—1.

Senator Cobb moved the adoption of the Cobb - McClendon - King - Fine - Cartwright (Bryan)-Shoemake-Dacus-Cartwright (Seminole)-Carrier-Hamilton amendment, which motion was declared adopted upon a roll call as follows:

Aye: Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Field, Fine, Hamilton, Harris, Kerr, King, McClendon, McColgin, Shoemake, Trent, Walker, Wilson (Greer).—19.

Nay: Bailey, Boecher, Collins, Cowden, Easterly, Garvin, Grantham, Herndon, Hope, Land, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Tipps, Wilson (Beckham).—18.

Excused: Allen, Baldwin, Hall, Mahan, Pitcher, Sandlin.—6.

Not Voting: McSpadden.—1.

Senator King moved to amend **HB 825**, line 13½, page 81, by inserting at line 13½ a new sub-section (4) as follows: "(4) No license to operate a retail package store shall issue unless such store shall be located in a city or town having a population in excess of two hundred (200) according to the 1950 Federal Census or any succeeding Federal Decennial Census," and renumber the subsequent sub-sections, which amendment by unanimous consent, upon request of Senator Shoemake, was declared adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 12, page 82, by striking after the word, "on," and before the word, "Sunday," the words, "Saturday or," which amendment was tabled upon motion of Senator Shoemake.

Upon motion of Senator Shoemake,

Section 37, as amended, was declared adopted.

Senator Miskovsky moved to reconsider the vote by which Section 6 was adopted for the purpose of considering a specific amendment, which motion was declared adopted.

Section 6 was considered further.

Senators Miskovsky and Collins moved to amend **HB 825**, line 5, page 12, by inserting after the word, "wine," and before the figures, "(32)" on line 6, the following: "(32) 'Oklahoma Wine-maker' means a business premise in Oklahoma licensed pursuant to this Act wherein wine is produced by the licensee who must be a resident of the State. The wine product fermented in said licensed premises shall be of grapes, berries and other fruits and vegetables imported into this State and processed herein or shall be of grapes, berries and other fruits and vegetables grown in Oklahoma. A manufacturer licensed under this sub-section shall be privileged to sell to consumers at the winery in lots not to exceed four and seven-eighth gallons, and to sell to duly licensed wholesaler or duly licensed retail dealers in lots of five gallons or more," which amendment, by unanimous consent, upon request of Senator Shoemake, was declared adopted.

Upon motion of Senator Shoemake, Section 6, as amended, was declared adopted.

Senator Miskovsky moved to reconsider the vote by which Section 18 was adopted for the purpose of submitting a specific amendment.

Senator Hamilton, as a substitute, moved to reconsider the vote by which Section 18 was adopted for the purpose of submitting an amendment considering both his and the Miskovsky amendment.

Senator Shoemake, in lieu of all pending motions, moved to reconsider the

vote by which Section 18, as amended, was adopted, which motion prevailed.

Section 18 was considered further.

Senator Cartwright (Bryan) presiding.

Senator Miskovsky moved to amend **HB 825**, line 10, page 36, by inserting after the figure, "\$500.00," and before the word, "Rectifier's," the following: "(4) Oklahoma Winery—\$10.00," and renumbering the remaining sub-sections accordingly.

Senators Sandlin and Hall asked to be recorded present, which was the order.

Senator Miskovsky asked unanimous consent to amend his amendment by changing the figures, "\$10.00," to "\$50.00," to which Senator Cobb objected.

Senator Miskovsky moved to amend his amendment by changing the figure, "\$10.00," to "\$50.00," which was declared adopted.

Senator Field asked that the record show him excused until such time as he returns to the Chamber, which was the order.

The vote occurring on the Miskovsky amendment, as amended, it was declared adopted.

President Pro Tempore Garvin presiding.

Senators Hamilton, Cobb and Dacus moved to amend **HB 825**, line 14½, page 37, by adding a new sub-section to be numbered (17) as follows: "(17) Purchaser Identification Permit — \$1.00," which amendment was tabled upon motion of Senator Miskovsky.

Upon motion of Senator Shoemake, Section 18, as amended, was declared adopted.

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

Section 38 was considered.

Senator Pazoureck moved to amend

HB 825, line 1, page 85, by inserting after the word, "possess," on line 1 and before the word, "any," on line 2, the words, "for sale," which amendment, by unanimous consent, upon request of Senator Shoemake, was declared adopted.

Senator Breeden moved to amend **HB 825**, line 3, page 87, by inserting after the word, "Act," another sentence as follows: "Any person violating this provision shall be guilty of a felony."

Senator Shoemake moved to table the Breeden amendment, which motion was declared adopted upon a roll call as follows:

Aye: Collins, Easterly, Fine, Garvin, Grantham, Hall, Hope, Kerr, King, McColgen, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—21.

Nay: Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Hamilton, Harris, Land, McClendon, McSpadden, Morford, Stipe.—15.

Excused: Allen, Baldwin, Field, Pitcher.—4.

Not Voting: Bailey, Berrong, Herndon, Trent.—4.

Senator Wilson (Beckham) moved to amend **HB 825**, line 9, page 84, by striking after the word, "than," the rest of line 9, all of line 10 and line 11 to the word, "and," and substituting the following: "One Thousand Dollars (\$1,000.00) and imprisonment for not less than thirty (30) days nor more than six (6) months."

Senators Miskovsky and Cowden, as a substitute, moved to amend **HB 825**, line 8, page 84, by striking the word, "misdemeanor," and substituting the word, "felony," and striking the remainder of said sub-section (c).

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

Senator Stipe asked unanimous consent to be made a co-author of the Miskovsky-Cowden amendment, which was the order.

Senator Shoemake moved to table the Miskovsky - Cowden - Stipe amendment, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Berrong, Cartwright (Seminole), Collins, Easterly, Fine, Garvin, Grantham, Hamilton, Kerr, King, Land, McClendon, McColgen, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—23.

Nay: Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Hall, Harris, Herndon, Hope, McSpadden, Miskovsky, Morford, Sandlin, Stipe, Wilson (Greer).—16.

Excused: Allen, Baldwin, Field.—3.

Not Voting: Boecher, Mahan.—2.

Senator Shoemake moved to table the Wilson (Beckham) amendment, which motion failed of adoption.

The vote occurring on the Wilson (Beckham) amendment, it was declared adopted.

Upon motion of Senator Shoemake, Section 38, as amended, was declared adopted.

Section 39 was considered.

Senator Ritzhaupt moved to amend **HB 825**, line 4, page 87, by transferring Section 39 to line 15½, page 131, and correlating the section numbers accordingly, which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 39, as amended, was declared adopted.

Section 40 was considered and adopted upon motion of Senator Shoemake.

Section 41 was considered.

Senators Miskovsky and Shoemake moved to amend **HB 825**, line 14, page 90, by deleting after the word, "pack-

age," on line 14 and before the word, "container," on line 14, the word, "and," and substituting the word, "or," by inserting after the word, "container," on line 14, page 90, and before the word, "of," on line 14, the words, "or case or shipping container;" by deleting on line 16, page 90, the period after the word, "manner," and the words after the word, "manner," and before the word, "It" on line 18, page 90, the words, "Tax stamps shall be affixed on the front of each package or container above the front label," and adding in lieu thereof a comma after the word, "manner," and the words, "as hereinafter provided. Tax stamps for all spirits shall be firmly affixed on each original package or container on the front thereof and above the front label thereon. Tax stamps for all wines shall be firmly affixed to the case or shipping container. The tax stamps shall be affixed in such a manner so as not to obscure any information required by law to be shown on packages, containers, cases or shipping containers of alcoholic beverages;" line 7, page 91, inserting after the word, "bottle," and before the word, "of," the words, "or case or shipping container;" line 10, page 91, inserting after the word, "bottle," and before the word, "bear," the words, "or case or shipping container;" line 13, page 91, inserting after the word, "bottles," and before the word, "of," the words, "or cases or shipping containers;" Section 42 (a), line 16, page 93, after the word, "containers," and before the word, "of," by inserting the words, "or cases and shipping containers."

Senator Shoemake asked unanimous consent, to which Senator Cowden objected, that the Miskovsky-Shoemake amendment be adopted.

Senator Mahan moved to amend the Miskovsky-Shoemake amendment referring to line 16, page 90, after the words, "shipping container," by adding

the following: "However, on each original package or container, there shall be affixed a stamp, designed and approved by the Oklahoma Tax Commission, to indicate at a glance that the tax levied hereunder, has been fully paid," which amendment by unanimous consent he withdrew.

Senator Stipe moved to amend the Miskovsky-Shoemake amendment referring to line 16, page 90, after the words, "shipping container," by adding the following: "However, on each original package or container, there shall be affixed a stamp, designed and approved by the Oklahoma Tax Commission, to indicate at a glance that the tax levied hereunder, has been fully paid," which amendment was tabled upon motion of Senator Shoemake.

The vote occurring on the Miskovsky-Shoemake amendment, it was declared adopted.

Senator Pazoureck moved to amend **HB 825**, line 9, page 92 by striking after the word, "bottle," the words, "as well as," and inserting the word, "or," which amendment was declared adopted by unanimous consent upon request of Senator Shoemake.

Upon motion of Senator Shoemake, Section 41, as amended, was declared adopted.

Sections 42 and 43 were considered and adopted upon motion of Senator Shoemake.

Senator Fine moved that **HB 825**, as amended, be advanced to engrossment, which motion he withdrew.

Further consideration of **HB 825** was deferred temporarily.

MOTIONS TO RECONSIDER VOTES

Senator Collins asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **HB 610** failed of passage be extended one legislative day, which was the order.

Senator Hamilton asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **HB 620** was passed be extended one legislative day, which was the order.

Senator Shoemake asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **SB 303** was passed be extended one legislative day, which was the order.

Senator Miskovsky asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **SB 153** was passed be extended one legislative day, which was the order.

Senator Grantham asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **HB 653** failed of passage be extended one legislative day, which was the order.

Referring further to **HB 825**:

Sections 44, 45, 46 and 47 were considered and adopted upon motion of Senator Shoemake.

Section 48 was considered.

Senator Hamilton moved to amend **HB 825**, by striking after the word, "property," the remainder of line 18, page 109, and all of lines 1, 2, 3, 4, 5 and the words, "by the Board," on line 5, page 110.

Senator Shoemake moved to table the Hamilton amendment, which motion failed of adoption.

The vote occurring on the Hamilton amendment, it was declared adopted by unanimous consent, upon request of Senator Shoemake.

Upon motion of Senator Shoemake, Section 48, as amended, was declared adopted.

Section 49 was considered and adopted upon motion of Senator Shoemake.

Section 50 was considered.

Senator Grantham moved to amend **HB 825**, line 9, page 112, by striking

after the word, "with," and before the word, "notice," the words, "or without," and by striking the word, "or," after the word, "notice," and before the word, "hearing," and inserting the word, "of," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 50, as amended, was declared adopted.

Section 51 was considered and adopted, upon motion of Senator Shoemake.

Section 52 was considered.

Senator Pazoureck moved to amend **HB 825**, line 15, page 113, by striking after the word, "wholesaler," and before the word, "shall," the words, "or Class B Wholesaler," which amendment was declared failed of adoption.

Upon motion of Senator Shoemake, Section 52 was declared adopted.

Section 53 was considered and adopted, upon motion of Senator Shoemake.

Section 54 was considered.

Senators Cowden and Hope moved to amend line 11, page 114 through line 14, page 115 by deleting all of Section 54, and substituting the following: "SECTION 54. An excise tax is hereby levied and imposed upon all alcoholic beverages imported or manufactured, for sale, use or distribution, or sold, used or possessed in this State, at the following rates: (1) Two Dollars and fifty cents (\$2.50) per gallon, and a proportionate rate on fractions thereof, on each gallon of spirits; (2) Thirty-six cents (36c) per gallon, and a proportionate rate on fractions thereof, on each gallon of light wine; (3) Fifty cents (50c) per gallon, and a proportionate rate on fractions thereof, on each gallon of wine containing more than fourteen per cent (14%) of alcohol by volume; (4) Seventy-five cents (75c) per gallon, and a proportionate rate on fractions thereof, on each gallon of sparkling wine;

(5) Ten Dollars (\$10.00) per barrel (thirty-one (31) wine gallons) and a proportionate rate on portions thereof,

on each barrel of strong beer; and

(6) Twelve Dollars and fifty cents (\$12.50) per barrel (thirty-one (31) wine gallons), and a proportionate rate on fractions thereof, on each barrel of malt liquor."

Senator Wilson (Greer) presiding.

President Pro Tempore Garvin presiding.

Senator Miskovsky moved to table the Cowden-Hope amendment, which motion was declared adopted upon a roll call as follows:

Aye: Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, Grantham, Land, McClen-don, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker.—21.

Nay: Bailey, Berrong, Carrier, Cowden, Dacus, Easterly, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McColgin, Payne, Pazoureck, Trent, Wilson (Beckham), Wilson (Greer).—20.

Excused: Allen, Baldwin, Field.—3.

Senator Fine moved that **HB 825**, as amended, be advanced to engrossment, which motion by unanimous consent he withdrew.

Senator Hope moved that the vote be reconsidered by which the Cowden-Hope amendment was tabled.

Senator Mahan, as a substitute, moved when the Clerk's desk is cleared the Senate adjourn to meet, as provided under the Rules, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 51 correctly enrolled.

Enrolled **SR 51** was properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising Conferences granted on Engrossed **SBs 72** and **163**, and referring

the bills to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **HB 547**, and referring the bill to the General Conference Committee on Appropriations.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 914—By Ozmun and Cook—An Act relating to the Examiners Division of the Department of Public Safety; Emergency; Amended for Conference.

HB 933—By Baggett—An Act relating to Banks and Trust Companies; Amending 6 O.S. 1951, § 108, which relates to powers of Banks and Trust Companies with respect to investment securities, by providing therein for the purchase by State Banks of securities of small business investment companies not to exceed One Per Cent (1%) of the Bank or Trust Company's capital and surplus; providing for severability; and declaring an emergency.

HB 938—By Wilkerson, Sparkman, Ford, McCarty, Odom (Wagoner), Privett, Shibley, Andrews, Gotcher, Van Hooser, Traw, Shipley and Shoemake—An Act relating to state institutions; making appropriations to the State Board of Affairs for the operation of Whitaker State Orphans Home for the next biennium; making appropriations fiscal; providing for severability; and declaring an emergency.

HJR 529 By Buckler—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment to the Oklahoma Constitution amending § 47 of Article V of the Constitution of the State of Oklahoma, which prohibits any retirement pay or grant to any state officer by authorizing the legislature to create retirement systems for state officers and employees; pro-

viding a ballot title; directing the filing thereof.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 6, 10, 35, 40, 85, 103, 164, 173, 195, 214, 228, 230, 275** and **313**, each as amended.

HA to **SB 6** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 6, Page 1, the **TITLE** thereof, by striking all of said **TITLE** and inserting in lieu thereof the following:

"AN ACT RELATING TO A HIGHWAY SUPPLEMENTAL APPROPRIATION; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to **SB 10** read as follows, and consideration deferred:

AMENDMENT NO. 1 Amend Engrossed Senate Bill No. 10, Page 1, the **TITLE** thereof, by striking all of said **TITLE** and inserting in lieu thereof the following:

"AN ACT RELATING TO SOIL AND WATER CONSERVATION; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 2. Page 1, Line 22 immediately following Section 1, by adding the following new **SECTION**:

"SECTION 2. The State Soil Conservation Board is furthermore authorized to expend any of said funds, after exercising the above provisions and conditions, to employ engineering for watershed planning. All such plans to be subject to approval by the United States Department of Agriculture under terms of Public Law 566 (83rd Congress) as amended by subsequent Federal Legislation." and by renumbering the remaining Sections to conform thereto.

HA to **SB 35** read as follows, and consideration deferred:

AMENDMENT NO. 1 Strike all of said **TITLE** of Engrossed Senate Bill No. 35, and insert in lieu therefor:

"AN ACT RELATING TO THE VETERANS DEPARTMENT; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to **SB 40** read as follows, and consideration deferred:

AMENDMENT NO. 1. Add the following coauthor of the House to Engrossed Senate Bill No. 40: "McCUNE."

AMENDMENT NO. 2. Page 1, Amend the **TITLE** thereof, by striking all of said **TITLE** and inserting in lieu therefor:

"AN ACT RELATING TO EDUCATION FINANCE DIVISION; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to **SB 85** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 85, the **TITLE** thereof, by striking all of said **TITLE** and inserting in lieu therefor:

"AN ACT APPROPRIATING FOR THE SPEECH AND HEARING CLINIC AT CHICKASHA; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 2. Page 1, SECTION 1, line 13, by striking "Thirty Thousand Dollars (\$30,000.00)" and inserting in lieu therefor "Twenty Five Thousand Dollars (\$25,000.00)"

AMENDMENT NO. 3. Page 1, SECTION 1, line 14, by striking "Thirty Thousand Dollars (\$30,000.00)" and inserting in lieu therefor "Twenty Five Thousand Dollars (\$25,000.00)"

AMENDMENT NO. 4. Page 1, SECTION 1, line 17, by changing the period to a comma and adding the following words thereafter: "and the sum of Five Thousand Dollars (\$5,000.00) for the fiscal year ending June 30, 1960, and the

sum of Five Thousand Dollars (\$5,000.00) for the fiscal year ending June 30, 1961, to be allocated by the Southwestern State College Speech and Hearing Clinic, Weatherford, Oklahoma."

HA to SB 103 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend En-grossed Senate Bill No. 103, Page 1, the **TITLE** thereof, by striking all of said **TITLE** and inserting in lieu thereof the following:

"AN ACT MAKING AN APPROPRIATION FOR THE SPEECH AND HEARING CLINIC; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to SB 164 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend En-grossed Senate Bill No. 164, page 1, the **TITLE** thereof, by striking all of said **TITLE** and inserting in lieu thereof the following:

"AN ACT RELATING TO THE ADJUTANT GENERAL; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 2. Section 1, Line 23 strike "\$143,000.00" in two places and insert in lieu thereof: "\$163,974.00 and \$168,173.00".

AMENDMENT NO. 3. Page 2, Line 2, Section 1, strike "\$115,000.00" in two places and insert in lieu thereof: "\$149,330.00 and \$148,830.00".

AMENDMENT NO. 4. Page 2, Line 7, Section 1, strike "\$285,000.00" in two places and insert in lieu thereof: "\$340,304.00 and \$344,003.00".

AMENDMENT NO. 5. Page 2, Line 19, Section 4, by adding a new section to be numbered **SECTION 4.**, and by re-numbering the following Sections, said new section to provide as follows:

"**SECTION 4.** No member of any National Guard organization of this State which occupies any armory within this State which shall or may receive any financial aid, funds, or benefits of any

nature under this Act, and no member of any military organization which receives any benefits from this Act or which bestows any benefit of any nature upon such member shall, directly or indirectly, personally or through another, solicit funds, donations, dues or any other thing of value from any member of such organization, except for charitable and benevolent purposes. Any violation of this Section shall constitute a misdemeanor and automatic forfeiture of the office, commission, appointment, warrant and/or position of such offending member of the National Guard of this State."

HA to SB 173 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend En-grossed Senate Bill No. 173, Page 1, the **TITLE** thereof, by striking all of said **TITLE** and inserting in lieu thereof the following:

"AN ACT MAKING APPROPRIATIONS FOR STATE LIBRARY EXTENSION SERVICE; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to SB 195 read as follows, and consideration deferred:

AMENDMENT NO. 1. Add the following coauthor of the House to En-grossed Senate Bill No. 195: "GOOD-FELLOW."

AMENDMENT NO. 2. Page 1, Amend the **TITLE** thereof, by striking all of said **TITLE** and inserting in lieu thereof:

"AN ACT MAKING AN APPROPRIATION TO THE SMALL WATERSHEDS FLOOD CONTROL FUND; EMERGENCY; AMEND FOR CONFERENCE."

HAs to SB 214 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend En-grossed Senate Bill No. 214, Page 1, the **TITLE** thereof, by striking all of

said TITLE and inserting in lieu thereof the following:

"AN ACT RELATING TO THE PUBLIC SCHOOLS FOR MATCHING FUNDS; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 2. Page 1, Section 1, Lines 25 through 30, by striking all of said lines.

AMENDMENT NO. 3. Page 2, Section 4, Line 14, by striking all of said Section; and renumbering the remaining SECTIONS.

HA to SB 228 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike all of said TITLE of Engrossed Senate Bill No. 228, and insert in lieu thereof:

"AN ACT MAKING AN APPROPRIATION TO CONTINUE PROGRAM OF EDUCATION BY TELEVISION; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to SB 230 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 230, Page 1, the TITLE thereof, by striking all of said TITLE and inserting in lieu thereof the following:

"AN ACT FOR THE WATER RESOURCES BOARD MATCHING FUNDS; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 2. Amend Page 1, Section 1, Line 32, after the words "technical work," by adding a comma and the following words "assistant and travel."

AMENDMENT NO. 3. Amend Page 1, Section 1, Line 33, after the words "Field Engineer," by adding a comma and the following words "per diem and travel."

HAs to SB 275 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 275, page 1,

by adding "STEVENS, WILLIAMS (Murray), TALIAFERRO, MOAD, INMAN, SHIBLEY, COX and MOUNTFORD" of the House as Co-Authors of the Bill.

AMENDMENT NO. 2. Strike all of said TITLE of Engrossed Senate Bill No. 275, and insert in lieu thereof:

"AN ACT MAKING AN ALLOCATION TO THE BOARD OF EDUCATION FOR CENTRAL STATE GRIFFIN MEMORIAL HOSPITAL; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 3. Page 1, Section 1, Line 12, after the word "hereby," by adding the following language and striking the remainder of said Section: "appropriated from any monies in the general revenue fund not otherwise appropriated, to the Central State Griffin Memorial Hospital the sum of Fifteen Thousand Dollars (\$15,000.00) for each of the fiscal years ending June 30, 1960, and June 30, 1961."

AMENDMENT NO. 4. Page 1, Section 2, Lines 17, 18, and 19, by striking all of the words after "The" in Line 17 and before the word "at" in Line 19, and inserting in lieu thereof: "appropriations made in Section 1 of this Act shall be used by the Griffin State Memorial Hospital for contracting with the State Department of Education for establishment and maintenance of an accredited Special Education Class."

HA to SB 313 read as follows, and consideration deferred:

AMENDMENT NO. 1. Strike all of said TITLE of Engrossed Senate Bill No. 313, and insert in lieu thereof:

"AN ACT RELATING TO THE STATE HONOR FARM; EMERGENCY; AMENDED FOR CONFERENCE."

FIRST READING

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

SB 357—By Land—An Act relating to

animals; authorizing the Board of County Commissioners in certain counties to: Regulate and control dogs running at large; make rules and regulations concerning same; provide for financing the enforcement of said rules and regulations; enter into agreements with Sheriffs of said counties for enforcement of said rules and regulations; providing for the taxation of owners and harborers of said dogs; making violation of said rules and regulations a misdemeanor; repealing all Laws or parts of Laws in conflict herewith; providing for severability; 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:

HJR 538—State and Federal Government.

HB 868—Privileges and Elections.

HB 903—State and Federal Government.

DO PASS, as amended:

HB 859—Public Health.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 554—By Poynor and Wolf, of the House and Bailey, of the Senate—A Concurrent Resolution taking notice of the offer of a bust of Robert L. Williams, Third Governor of Oklahoma for placement in the State Capitol; taking notice of the desirability of the acceptance thereof; and requesting the State Board of Public Affairs to accept said bust on behalf of the State of Oklahoma and provide a base therefor.

Consideration of the above numbered **HR** was deferred.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 569** and **HJR 518**.

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 Mahan motion. President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p.m. tomorrow.

Ninety-fourth Legislative Day

Wednesday, June 17, 1959

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

The roll call was as follows:

Present: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Allen.—1.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Stipe asked unanimous consent that Loyce Basolo of McAlester be made an Honorary Journal Clerk for this legislative day, which was the order.

Senator Payne asked unanimous consent that Deborah and Rebecca King of Fort Worth, little granddaughters of Senator King, be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

MOTIONS TO RECONSIDER VOTES

Senator Miskovsky asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **SB 153** was passed be

extended until Monday, June 22, which was the order.

Senator Hamilton asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **HB 620** was passed be extended until Monday, June 22, which was the order.

Senator Grantham asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **HB 653** failed of passage be extended until Monday, June 22, which was the order.

Senator Shoemake asked unanimous consent that the time for the consideration of his motion to reconsider the vote by which **SB 303** was passed be extended until Monday, June 22, which was the order.

PENDING CONSIDERATION OF HCR

HCR 554 was considered, following which Senators Cartwright (Bryan), King, Cobb and Mahan asked to be made co-authors, which was the order.

HCR 554, as co-authored, was read at length as follows and adopted upon motion of Senator Bailey:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 554—By Poynor and Wolf of the House and Bailey, Cartwright (Bryan), King, Cobb, and Mahan of the Senate.

A CONCURRENT RESOLUTION TAKING NOTICE OF THE OFFER OF A BUST OF ROBERT L. WILLIAMS, THIRD GOVERNOR OF OKLAHOMA, FOR PLACEMENT IN THE STATE CAPITOL; TAKING NOTICE OF THE

DESIRABILITY OF THE ACCEPTANCE THEREOF; AND REQUESTING THE STATE BOARD OF PUBLIC AFFAIRS TO ACCEPT SAID BUST ON BEHALF OF THE STATE OF OKLAHOMA AND PROVIDE A BASE THEREFOR.

WHEREAS, Joe Taylor, noted professor of Art at the University of Oklahoma and nationally known sculptor, and the Robert L. Williams estate, have generously offered to donate to the people of Oklahoma a bust of the late Robert L. Williams, third Governor of the State of Oklahoma; and

WHEREAS, Governor Williams, who served from 1915 to 1919, as Governor of Oklahoma, was the holder of many other positions of civic responsibility, including membership in Oklahoma Constitutional Convention and membership in Oklahoma's first Supreme Court, to which he was re-elected in 1908 for a full term of six (6) years; and

WHEREAS, His eminence as a pioneer and founding father of Oklahoma's State Government, and his manifold contributions to the establishment of our State Government and his years of distinguished public service therefore make it most appropriate that the bust of this great native Statesman be placed in a position of honor on the fourth floor of the State Capitol beside that of David L. Payne, guiding spirit in the settlement and development of the State of Oklahoma; and

WHEREAS, Professor Joe Taylor's standing as the most eminent Oklahoma sculptor and his position as an educator at a great State Institution make it further appropriate that his work be placed in a position of prominence in the State Capitol; and

WHEREAS, It is further desirable that visitors and future generations of Oklahomans be reminded of the achievements and contributions of those early Oklahomans who lead in the establish-

ment of the governmental institutions of the sovereign State of Oklahoma.

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

SECTION 1. That the State Board of Public Affairs is hereby requested to accept the bust referred to in this Resolution and to provide a suitable base therefor to match the one furnished for the bust of David L. Payne, which now reposes on the fourth floor of the State Capitol, and to place the said bust in front of the first column South of the bust of Captain Payne.

SECTION 2. That the Legislature of the State of Oklahoma, now duly assembled, does hereby express on behalf of the people of our State the most profound gratitude for the donation of this bust of Robert L. Williams, Governor, Jurist, and Governmental Leader in the founding of the State of Oklahoma.

SECTION 3. BE IT FURTHER RESOLVED That properly prepared copies of this Resolution be sent to the Executor of the Robert L. Williams estate, and to Professor Joe Taylor at the University School of Art.

HCR 554, as co-authored, was properly signed and ordered returned to the Honorable House.

RESOLUTIONS

SCR 26 was introduced by Senator Harris, following which Senators Garvin, Cobb, Stipe, Mahan, Boecher, Miskovsky, Cartwright (Seminole), Cartwright (Bryan), and Baldwin asked to be made co-authors, which was the order.

SCR 26, as co-authored, was read at length as follows, adopted upon motion of Senator Harris and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 26—By Harris, Garvin, Cobb, Stipe, Cartwright (Seminole), Cartwright (Bryan), Baldwin, Mahan, Boecher and Miskovsky.

A RESOLUTION COMMENDING L. E. CRAWFORD OF LAWTON, OKLAHOMA, ON HIS YEARS OF SERVICE AS A CONSERVATION LAW ENFORCEMENT OFFICER AND A DEDICATED PROFESSIONAL CONSERVATIONIST, AND ON HIS SELECTION FOR THE PROFESSIONAL AWARD BY THE AMERICAN MOTORS CORPORATION FOR 1958, AND DIRECTING THAT COPIES OF THIS RESOLUTION BE SENT TO L. E. CRAWFORD AND THE WILDLIFE CONSERVATION COMMISSION.

WHEREAS, L. E. Crawford of Lawton, Oklahoma has served for thirty-two (32) years until his retirement with the Oklahoma Wildlife Conservation Commission, and, during such service, he typified the finest traditions of the Conservation law enforcement officer and the dedicated professional conservationist; and

WHEREAS, L. E. Crawford was a pioneer in the enforcement of stream pollution control laws in the State of Oklahoma, worked tirelessly to enforce the fish and game laws and to promote public understanding of their necessity, and contributed to the growth and management of the deer herds in the Wichita Mountain area and throughout the State of Oklahoma; and

WHEREAS, In recognition of this service and record, the American Motors Corporation has awarded L. E. Crawford one of the ten Professional Awards in the field of conservation for the year of 1958.

NOW THEREFORE BE IT RESOLVED BY THE SENATE OF THE STATE OF OKLAHOMA, and the HOUSE OF REPRESENTATIVES concurring therein, in this Twenty-seventh

Session Assembled, that L. E. Crawford of Lawton, Oklahoma be and he is hereby commended for his tireless and dedicated years of service as a conservation law enforcement officer which has resulted in great benefit to the State of Oklahoma and its people, and for the receipt of one of the ten Professional Awards for the year 1958 in the field of conservation by the American Motors Corporation.

BE IT FURTHER RESOLVED, that proper copies of this Resolution be sent to L. E. Crawford and to the Oklahoma Wildlife Conservation Commission in testimony of this commendation.

Senator Harris asked unanimous consent, which was granted, to reconsider the vote by which HCR 534 was stricken from the Calendar.

HCR 534 was taken up for consideration, following which Senators Mahan and Miskovsky asked to be made co-authors of the Resolution, which was the order.

HCR 534, as co-authored, was read at length as follows and adopted upon motion of Senator Harris:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 534 — By Ham and Arrington of the House and Mahan and Miskovsky of the Senate.

A RESOLUTION WELCOMING PRINCESS RUDIVORAVAN OF THAILAND TO THE STATE OF OKLAHOMA AND EXTENDING THE HOSPITALITY OF THE STATE DURING THE STAY OF HER ROYAL HIGHNESS.

WHEREAS, The people of our State are greatly honored by the presence of Princess Rudivoravan of Thailand; and

WHEREAS, Her visit to the House of the Legislature marks a first time in legislative history such lovely and distinguished Royalty has graced our legislative halls; and

WHEREAS, This winsome Ambassador of the exotic East has charmed and

awed all those who have had the honor and privilege of seeing and hearing her; and

WHEREAS, The Joint Session of the Legislature was deeply impressed by her captivating talk on the 13th day of April 1959; and

WHEREAS, It is both fitting and proper that the members of this Honorable Body pay fitting tribute to such a distinguished visitor to our State and Capitol City.

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

SECTION 1. That a true Oklahoma "Welcome" be extended to Princess Ruvivoravan of Thailand by This Honorable Body on behalf of all the citizens of the State of Oklahoma.

SECTION 2. That This Honorable Body does extend all its hospitality to such a lovely and gracious Ambassador and expresses all its best wishes for a successful completion of her mission.

HCR 534 was properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 835—By Stewart, Andrews, Avey, Belvin, Bond (Marshall), Cole, Cooksey, Cox, Daugherty, Davis, Forsythe, Goodfellow, Graves, Green, Hargrave, Hopkins, Johnston, Jones, Jumper, Kardokus, Odom (McIntosh), Patterson, Privett, Richardson, Shipley, Shoemake, Sparkman, Sparks, Stevens, Taliaferro, Watkins and Willis (Cherokee)—An Act relating to education, defining terms; creating the Oklahoma Higher Education Assistance Authority for the purpose of making loans to certain students; prescribing the number, qualifications, apportionment, officers, manner

of taking office, bonds, oaths, and manner of appointment of the membership thereof; prescribing certain functions, powers, liabilities and limitations of such authority, being generally similar to those of any corporation, but related to the purposes of this Act; precluding certain restrictions on loans to the agency; defining eligibility for membership in the authority and the conditions therefor; providing certain customary rules for the conduct of the business of the authority; authorizing the state to underwrite the authority under certain restriction; allowing tax credit for investments in the authority; removing minors' disability to make educational loan contracts hereunder; providing for severability; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 685 and 697**.

The above numbered Enrolled Bills 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 193**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 44 and 287**, each as amended.

HAs to SB 44 read as follows, rejected upon motion of Senator Hope, conference requested and bill referred to the General Conference Committee on Appropriations:

AMENDMENT NO. 1. Amend by

striking all of said TITLE of Engrossed Senate Bill No. 44, and inserting in lieu therefor:

“AN ACT MAKING APPROPRIATIONS TO THE OKLAHOMA DEPARTMENT OF PUBLIC SAFETY;

Administration -----	\$ 130,000.00	\$ 130,000.00
Highway Patrol -----	2,225,000.00	2,225,000.00
Traffic Control -----	40,000.00	40,000.00
Safety Responsibility -----	55,000.00	55,000.00
Licensing Division -----	425,000.00	425,000.00
General Service -----	300,000.00	300,000.00
Total -----	\$3,175,000.00	\$3,175,000.00

AMENDMENT NO. 3. Page 2, Section 4, Line 9, by striking all of said Section and inserting in lieu therefor the following new Section.

“SECTION 4. Title 47, Section 22.2, O. S. 1951, is hereby amended by adding a new Section (g) to read as follows:

§ 22.2 (g). *Notwithstanding the provisions of any other Acts or parts of Acts herewith or hereafter enacted, the first One Hundred Twelve Thousand Five Hundred Dollars (\$112,500.00) of all sums of money collected under the provisions of Title 47, O. S. 1951, Section 22.5 (B), in each fiscal year shall be allocated and credited to the Department of Public Safety to carry out the provisions of this Act.”*

AMENDMENT NO. 4. Page 2, immediately following the new Section 4, by adding the following new Section:

“SECTION 5. Title 47, Section 116.5, O. S. 1951, is hereby amended to read as follows:

§ 116.5. The Commissioner of Public Safety shall charge a minimum permit fee of Five Dollars (\$5.00) for any permit issued pursuant to the provisions of this Act, and in addition thereto, shall charge a fee of Five Dollars (\$5.00) for each thousand pounds in excess of the legal load limit. The Commissioner of Public Safety shall establish necessary regulations for collecting said fees. Ap-

PLICATION; AMENDED FOR CONFERENCE.”

AMENDMENT NO. 2. Page 1, Section 1, line 18, through Line 24, by striking all of said lines and inserting in lieu therefor:

Administration -----	\$ 130,000.00	\$ 130,000.00
Highway Patrol -----	2,225,000.00	2,225,000.00
Traffic Control -----	40,000.00	40,000.00
Safety Responsibility -----	55,000.00	55,000.00
Licensing Division -----	425,000.00	425,000.00
General Service -----	300,000.00	300,000.00
Total -----	\$3,175,000.00	\$3,175,000.00

plication for such permits shall be * * * a reasonable time in advance of the expected time of movement of such vehicles. However, in emergencies affecting the health or safety of persons or a community, permits may be issued for immediate movement. No overweight permit shall be issued until all license taxes due the State of Oklahoma have been paid. The proceeds from oversize permit fees shall be deposited in the General Revenue Fund of the State Treasury, and the proceeds from the overweight permit fees shall be deposited in the State Highway Construction and Maintenance Fund.

Notwithstanding the provisions of any other Act or parts of Acts heretofore or hereafter enacted, the first One Hundred Twelve Thousand Five Hundred Dollars (\$112,500.00) collected for the Overweight Permit Fees as levied by Section 116.5, Title 47, O. S. 1951, in each fiscal year shall be allocated and placed to the credit of the Department of Public Safety for the purpose of carrying out the provisions of this Act.”

AMENDMENT NO. 5. Page 3, immediately following the new Section 5, by adding a new Section to be known as Section 6 as follows:

“SECTION 6. Section 4 of Senate Bill No. 146, Twenty-sixth Session of the Oklahoma Legislature, is hereby specifically repealed.” and by renum-

bering the present Sections 5, 6, 7 and 8 to read Sections 7, 8, 9 and 10.

HAs to SB 287 read as follows, rejected upon motion of Senator Hope, conference requested and the bill referred to General Conference Committee on Appropriations.

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 287, Page 1, by adding "FOGARTY" of the House as Co-Author of the Bill.

AMENDMENT NO. 2. Strike all of said TITLE of Engrossed Senate Bill No. 287, and insert in lieu therefor:

"An ACT MAKING AN APPROPRIATION TO THE OKLAHOMA STATE LEGISLATURE; EMERGENCY; AMENDED FOR CONFERENCE."

COMMITTEE REPORTS

The following resolution was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HJR 540—Constitutional Amendments, Initiative and Referendum and Code Revision.

FIRST READING

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

SB 358—By Ritzhaupt of the Senate and Rogers of the House—An Act relating to insurance; amending Section 1204.9, Article 12, Title 36, Page 263, Oklahoma Session Laws, 1957 (36 O. S. Supp. 1957 § 1204.9) which prohibits coerced insurance in connection with certain transactions, by prohibiting coerced life or disability insurance in connection with loans, by adding a prohibitory phrase, and by prohibiting continuance of existing coercion; providing for severability; and declaring an emergency.

SJR 36—By Bailey and Payne of the Senate and Fuller, Wolf, Poynor and Arrington of the House—A Joint Resolution relating to Higher Education; expressing legislative intent in regard to the appropriation and allocation of monies to the several institutions of Higher Learning in this state; directing that copies of this Resolution be transmitted to the chancellor and to each member of the State Regents for Higher Education and to the Honorable J. Howard Edmondson, the Governor of the State of Oklahoma.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 357—Criminal Jurisprudence.

HB 777—Privileges and Elections.

HB 914—Public Safety.

HB 933—Banks and Banking.

HB 938—Appropriations and Budget.

HJR 529—State and Federal Government, then to County Government.

GENERAL ORDER

Senator Stipe asked unanimous consent that **HJR 533**, by Van Hooser of the House and Stipe of the Senate, be taken up for consideration, to which Senator Wilson (Beckham), objected.

PENDING CONSIDERATION OF HAS

Senator Hope moved that the Senate refuse to concur in **HAs** to the following numbered bills and request conferences, referring the bills to the General Conference Committee on Appropriations, which motion prevailed:

SB 6—General Conference Committee on Appropriations.

SB 10—General Conference Committee on Appropriations.

SB 35—General Conference Committee on Appropriations.

SB 40—General Conference Committee on Appropriations.

SB 85—General Conference Committee on Appropriations.

SB 103—General Conference Committee on Appropriations.

SB 164—General Conference Committee on Appropriations.

SB 173—General Conference Committee on Appropriations.

SB 195—General Conference Committee on Appropriations.

SB 214—General Conference Committee on Appropriations.

SB 228—General Conference Committee on Appropriations.

SB 230—General Conference Committee on Appropriations.

SB 275—General Conference Committee on Appropriations.

SB 313—General Conference Committee on Appropriations.

GENERAL ORDER

HB 825 was considered further.

Section 54 was considered further.

Senator Hope moved to reconsider the vote by which the Cowden-Hope amendment to line 11, page 114 through line 14, page 115, was tabled, which motion was tabled upon motion of Senator Miskovsky.

Senators Cowden and Hope moved to amend **HB 825**, line 11, page 114, by deleting all of Section 54 and substituting in lieu thereof the following: "Section 54. An excise tax is hereby levied and imposed upon all alcoholic beverages imported or manufactured, for sale, use or distribution, or used or possessed in this State, at the following rates: (1) Two Dollars and Forty cents (\$2.40) per gallon, and a proportionate rate on fractions thereof, on each gallon of spirits; (2) Thirty-six cents (36c) per gallon, and a proportionate rate on fractions thereof, on each gallon of light wine; (3) Fifty cents (50c) per

gallon, and a proportionate rate on fractions thereof, on each gallon of wine containing more than fourteen per cent (14%) of alcohol by volume; (4) Seventy-five cents (75c) per gallon, and a proportionate rate on fractions thereof, on each gallon of sparkling wine; and (5) Ten Dollars (\$10.00) per barrel (thirty-one (31) wine gallons) and a proportionate rate on portions thereof, on each barrel of strong beer."

Senator Miskovsky raised a point of order against the Cowden-Hope amendment contending that every item, except one, was contained in the Cowden-Hope amendment submitted yesterday and which was tabled.

Senator Cowden raised a point of order that his amendment not being submitted had left out a provision on malt beverage and had changed the tax from \$2.50 to \$2.40, which would make a different amendment.

President Pro Tempore Garvin held that the amendment being submitted was a complete amendment, and therefore that the point of order of Senator Miskovsky was not well taken.

Senator Stipe asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Boecher moved to table the Cowden-Hope amendment, which motion failed of adoption upon a roll call as follows:

Aye: Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Fine, Grantham, Land, McClendon, McSpadden, Mahan, Miskovsky, Ritzhaupt, Shoemaker, Tipps, Walker.—16.

Nay: Bailey, Berrong, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Morford, Payne, Pazoureck, Pitcher, Sandlin, Trent, Wilson (Beckham), Wilson (Greer).—22.

Excused: Allen, Stipe.—2.

Not Voting: Baldwin, Cobb, Herndon, McColgin.—4.

Senator Miskovsky moved to amend the Cowden-Hope amendment by striking sub-paragraphs 2, 3, 4 and 5 therefrom, which amendment by unanimous consent, he withdrew.

The vote occurring on the Cowden-Hope amendment, it was declared adopted.

Senators Mahan, Miskovsky, Stipe, Hall, Sandlin, Cartwright (Bryan), Pazoureck, Collins, Walker, Land, Cobb and Kerr moved to amend **HB 825**, line 14, page 115, by adding after the words, "strong beer" "Period" in Line 14. a new sub-section 6 as follows: "(6) Provided, however, that to promote home industry and to encourage out of state brewers that are now shipping their products into this State, to build breweries in this State, using Oklahoma labor, also paying Oklahoma ad valorem taxes; all strong beer manufactured within the State of Oklahoma under the Act shall be taxed at the rate of \$7.00 per barrel (31 wine gallons) and a proportionate rate on portions thereof, on each barrel of strong beer."

Senator Miskovsky asked that his name be stricken from the amendment, which was the order.

Senator Miskovsky moved to table the Mahan, et al amendment, which motion failed of adoption.

Senator Fine asked unanimous consent that the Mahan, et al amendment be withdrawn, to which Senator Mahan objected.

The vote occurring on the Mahan, et al amendment, it was declared failed of adoption.

Senator Fine moved that **HB 825**, as amended, be advanced to engrossment, which motion he withdrew.

Senator McSpadden moved to amend **HB 825**, line 15, page 114, by striking all of lines 15, 16, 17 and 18 on page 114 and lines 1 and 2 on page 115, and substituting in lieu thereof the following: "\$1.40 per gallon."

President Pro Tempore Garvin held the McSpadden amendment moot because of the adoption of the Cowden-Hope amendment.

Senator McSpadden moved that Rule 42 be suspended for the purpose of considering his amendment, which motion prevailed.

Senators Mahan, Boecher, Miskovsky, Tipps and Collins asked to be made co-authors of the McSpadden amendment, which was the order.

Senator Payne moved to table the McSpadden, et al amendment, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Baldwin, Berrong, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McCollgin, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—27.

Nay: Boecher, Breeden, Cartwright (Bryan), Collins, Fine, Grantham, HERNON, McSpadden, Mahan, Miskovsky, Ritzhaupt, Tipps, Walker.—13.

Excused: Allen, Stipe.—2.

Not Voting: Cartwright (Seminole), Cobb.—2.

Senator Shoemake moved to amend **HB 825**, line 14, page 115, by striking after the word, "of," and before the word, "beer," the word, "strong," which motion was adopted.

Upon motion of Senator Shoemake. Section 54, as amended, was adopted.

Senator Miskovsky asked unanimous consent that the Senate dispense with the explanation of the remainder of the sections of the bill and read only the amendments, to which Senator Baldwin objected.

Sections 55, 56, 57 and 58 were considered and adopted upon motion of Senator Shoemake.

Section 59 was considered.

Senator Pazoureck moved to amend **HB 825**, line 5, page 121, by striking after the word, "wholesaler," and before the word, "manufacturer," the word, "brewer," which motion was adopted.

Upon motion of Senator Shoemake, Section 59, as amended, was adopted.

Sections 60, 61, 62, 63 and 64 were considered and adopted upon motion of Senator Shoemake.

Senator Wilson (Beckham) asked unanimous consent to reconsider the vote by which Section 61 was adopted for the purpose of a corrective amendment, which was the order.

Section 61 was considered further.

Senator Wilson (Beckham) moved to amend **HB 825**, line 5, page 124, by inserting after the word, "beverages," and before the word, "must," the words, "except beer," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 61, as amended, was adopted.

Section 65 was considered.

By unanimous consent, further consideration of Section 65 was temporarily deferred.

Section 66 was considered.

Senator Shoemake moved to amend **HB 825**, line 15, page 131, by striking the words and figure, "August 17," and inserting the words and figure, "September 1," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 66, as amended, was adopted.

Sections 67 and 68 were considered and adopted upon motion of Senator Shoemake.

Senator Mahan asked unanimous consent to reconsider the vote by which Section 7 was adopted, which was the order.

Section 7 was considered further.

Senator Mahan asked unanimous con-

sent to reconsider the vote by which his amendment to line 16, page 18, sub-section (i) was adopted, which was the order.

Senator Mahan asked unanimous consent to withdraw his amendment to line 16, page 18, sub-section (i), which was the order.

Upon motion of Senator Shoemake, Section 7, as amended, was adopted.

Senator Miskovsky asked unanimous consent that the enacting clause to **HB 825** be stricken, to which objection was voiced.

Senator King asked unanimous consent to reconsider the vote by which Section 1 was adopted, which was the order.

Section 1 was considered further.

Senators King and Cartwright (Seminole) moved to amend **HB 825**, line 1, page 2, by inserting after the word, "through," and before the figures, "131," the following: "7 and 9 through," which amendment was declared adopted.

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

Senator Shoemake moved to amend **HB 825** by striking the words, "non-resident seller's permit," and "non-resident seller's permits" wherever they appear and substitute therefor the words, "non-resident seller's license," and "non-resident seller's licenses, respectively," which amendment was declared adopted.

Section 65 was considered further.

Senators Ritzhaupt and Baldwin moved to amend **HB 825**, line 4, page 131, by adding after the word, "Act," the following: "The State Board of Equalization shall make reasonable estimate of the revenue to be derived under the provisions of this Act, the same to be computed by the State Budget Officer in certifying the revenue available for the succeeding two years and every biennial thereafter," which was declared adopted by unanimous consent upon request of Senator Shoemake.

Upon motion of Senator Shoemake, Section 65, as amended, was adopted.

Senator Grantham asked unanimous consent, which was granted, that the vote be reconsidered by which Section 5 was adopted.

Senator Grantham moved to amend **HB 825**, line 6, page 4, by adding after the word "beverages" and before the word "within" the words "including beer as defined by this Act and beer containing not more than three and two tenths (3.2%) per cent of alcohol by weight" and by adding a period at the end of line 9 and by striking all of line 10.

Senator Grantham asked unanimous consent, which was granted, to amend his amendment by striking that part having to do with the striking of line 10.

The vote occurring on the Grantham amendment, as amended, it was declared adopted.

Upon motion of Senator Grantham, Section 5, as amended, was adopted.

Senator Shoemake asked unanimous consent, which was granted, to reconsider the vote by which Section 6, as amended, was adopted.

Senator Shoemake moved to amend **HB 825**, lines 6 to 9, page 11, by striking all of subsection 28 and renumbering succeeding subsections, which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 6, as amended, was adopted.

Senator Ritzhaupt asked unanimous consent, which was granted, to reconsider the vote by which Section 9 was adopted.

Senator Ritzhaupt moved to amend **HB 825**, line 8, page 21, by adding after the word "Board" the following: "The Director and the Board, in appointing and employing personnel, shall give preference to honorably discharged members of the Armed Forces of the United States" which amendment was declared adopted.

Upon motion of Senator Ritzhaupt, Section 9, as amended, was adopted.

Senator Shoemake asked unanimous consent, which was granted, that the vote be reconsidered by which Section 18, as amended, was adopted.

Senator Shoemake moved that the vote be reconsidered by which the Tipps-Mahan - Harris - Grantham and Fine amendment to line 14½, page 37, was adopted, which motion was declared adopted.

Upon motion of Senator Shoemake, the Tipps et al amendment was tabled.

Senator Shoemake moved to amend **HB 825**, line 12, page 37, by striking the figures "\$5.00" and inserting in lieu thereof the figures "\$250.00", which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 18, as amended, was adopted.

Senator Shoemake asked unanimous consent, which was granted, that the vote be reconsidered by which Section 24, as amended, was adopted.

Senator Shoemake asked unanimous consent, which was granted, to reconsider the vote by which the Breeden amendment to line 17, page 51, was adopted.

Upon motion of Senator Shoemake, the Breeden amendment to line 17, page 51 was tabled.

Upon motion of Senator Shoemake, Section 24 was adopted.

Upon motion of Senator Shoemake, the vote was reconsidered by which Section 27 was adopted.

Senator Shoemake moved to amend **HB 825**, lines 4 and 5, page 60, by inserting after the word "other" and before the word "license" on line 4 the words "class of"; and by striking the Miskovsky amendment to lines 4 and 5, page 60, Section 27, which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 27, as amended, was adopted.

Senator Shoemake asked unanimous

consent, which was granted, to reconsider the vote by which Section 41 was adopted.

Senator Shoemake moved that the vote be reconsidered by which Section 43, as amended, was adopted, which motion prevailed.

Senator Shoemake moved to amend **HB 825**, line 7, page 99, by inserting after the word "experts" and before the word "shall" the phrase "and sales and deliveries to military installations located within this State," which amendment was declared adopted.

Upon motion of Senator Shoemake, Section 43, as amended, was adopted.

Senator Land asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Shoemake moved that the vote be reconsidered by which Section 36, as amended, was adopted, which motion was tabled upon motion of Senator Baldwin.

Senators Shoemake and King moved that the title to **HB 825**, as amended, be amended to conform to amendments to the bill and particularly after the word "through" in second line of the title and before the figures "131" by adding "7 and 9 through," which motion was declared adopted.

Senator Shoemake moved that the vote be reconsidered by which Section 6, as amended, was adopted, which motion was tabled upon motion of Senator Baldwin.

Upon motion of Senator Shoemake, **HB 825**, as amended, was advanced to engrossment.

Senator Shoemake asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 825**, as amended, be considered engrossed and placed upon third reading and final passage.

Senator Miskovsky asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Bailey asked that Senator Harris be shown excused for the remainder of this legislative day, which was the order.

THIRD READING

HB 825 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright, (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Hamilton, McClendon, McColgin, Trent.—4.

Excused: Allen, Harris, Land, Miskovsky, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright, (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Hamilton, McClendon, McColgin, Trent.—4.

Excused: Allen, Harris, Land, Miskovsky, Stipe.—5.

The emergency was declared passed.

HB 825, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Collins asked unanimous con-

sent, which was granted, that the time be extended until Monday, June 22, for consideration of his motion to reconsider the vote by which **HB 610** failed of passage.

Senator Fine served notice that he would, very soon, move to strike all Senate bills and Senate resolutions from the Calendar.

RESOLUTIONS.

By unanimous consent, the following resolutions were introduced:

SCR 27—by Cartwright (Bryan) of the Senate and Vandiver of the House—A Concurrent Resolution relating to a study of turnpikes to be constructed in this State; authorizing and directing the Executive Committee, State Legislative Council, to create a special Committee of said Council for the purpose of studying, in cooperation with the State Highway Department and other state agencies, the feasibility of establishing future turnpikes, construction and financing thereof; and directing said special committee to submit a report of findings and legislative recommendations to the Executive Committee of the State Legislative Council.

By unanimous consent, **SCR 27** was ordered placed upon the Calendar.

SCR 28—By Ritzhaupt, Cartwright (Bryan), Bailey, Hope, Baldwin, Collins, McClendon, Wilson (Greer), Pazoureck, Kerr, Sandlin, King, Pitcher, Hall, McColgin, Breeden, Hamilton, Wilson (Beckham), Fine, Cobb, Shoemake, Dacus, Land, Berrong, Harris and Garvin of the Senate and Nichols of the House—A Resolution commending James Clark Nance for his services in the Legislature of the State of Oklahoma.

Senators Payne, Cowden, Trent, Herndon, Mahan, Field and McSpadden asked to be made co-authors of **SCR 28**, which was the order.

By unanimous consent, upon request of Senator Ritzhaupt, **SCR 28**, as co-

authored, was taken up for immediate consideration, read at length as follows, adopted upon his motion and ordered referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 28—By Ritzhaupt, Cartwright (Bryan), Bailey, Hope, Baldwin, Collins, McClendon, Wilson (Greer), Pazoureck, Kerr, Sandlin, King, Pitcher, Hall, McColgin, Breeden, Hamilton, Wilson (Beckham), Fine, Cobb, Shoemake, Dacus, Land, Berrong, Harris, Garvin, Payne, Cowden, Trent, Herndon, Mahan, Field and McColgin, of the Senate, and Nichols, of the House.

A RESOLUTION COMMENDING JAMES CLARK NANCE FOR HIS SERVICES IN THE LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, James C. Nance has served as State Representative and State Senator in seventeen (17) Oklahoma Legislatures, and has represented Stephens, Cotton and McClain Counties in the House of Representatives and Districts 17 and 19 in the State Senate; and

WHEREAS, he was Speaker of the House of Representatives for the Twelfth and Twenty-fourth Legislatures, President Pro Tempore of the State Senate for the Twenty-First Legislature, and has been Floor Leader and Chairman of major committees of both Houses; and

WHEREAS, Mr. Nance has been a leader in Oklahoma government for three (3) decades and has participated in many important matters of state since he came to Oklahoma from Rogers, Arkansas, where he was born on August 27, 1893; he attended the Congregational Academy in Rogers and was admitted to the Arkansas Bar in 1912 and the Oklahoma Bar in 1923; has resided in a number of Oklahoma cities and towns and has taken a leading role in civic affairs in each of these municipalities; has been a partner or the publisher of some fifteen (15) or

sixteen (16) Oklahoma newspapers and is presently the publisher of the Purcell Register; in 1933, served as President of the Oklahoma Press Association; was first elected to the Legislature in 1921 as the Representative from Stephens County; and has served in the Legislature longer than any other individual and is now the dean of that body; and

WHEREAS, James C. Nance has been the author or supporter of many major legislative enactments and has worked untiringly to forward the functioning of the Legislature as one of the three (3) branches of the State government; and

WHEREAS, his policies as a newspaper publisher have included the publication of material on Oklahoma governmental affairs in order to inform the public;

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

That the Legislature extends its warm felicitations and thanks to James Clark Nance for his lengthy service as a legislator, newspaper publisher and civic worker; and

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted by the Secretary of the State Senate to the Honorable James C. Nance of Purcell, McClain County, Oklahoma.

SR 52—By Breeden—A Resolution commending Artie Alexander of Perry for his having been elected Governor of the 1959 Boys' State.

Senators Field, Mahan, Baldwin, Cartwright (Seminole), McSpadden, Grantham, Dacus, Ritzhaupt, Wilson (Greer) and Fine asked to be made co-authors of **SR 52**, which was the order.

Senator Breeden asked unanimous

consent, which was granted, that **SR 52**, as co-authored, be taken up for immediate consideration, the Resolution being read at length as follows, adopted upon his motion and ordered referred for enrollment:

SENATE RESOLUTION NO. 52—By Breeden, Field, Mahan, Baldwin, Cartwright (Seminole), McSpadden, Grantham, Dacus, Ritzhaupt, Wilson (Greer), and Fine.

A RESOLUTION COMMENDING ARTIE ALEXANDER OF PERRY FOR HIS HAVING BEEN ELECTED GOVERNOR OF THE 1959 BOYS STATE.

WHEREAS, Each year promising youngsters from throughout this State receive a brief but thorough course on the workings and responsibility of Oklahoma government; and

WHEREAS, This student gathering, sponsored by the American Legion lays one of the cornerstones of good citizenship and knowledge of the workings of State government so highly beneficial to the young citizens who attend; and

WHEREAS, Near the close of each year's activities, by means of free democratic elections, outstanding participants of Boys State are elected by their own membership to serve in the capacity of the leading offices in our State government; and

WHEREAS, At the close of this year's activity Artie Alexander, a leader in youth activities, honor student and son of Perry, Oklahoma, won the approval of the outstanding high school students who attended this annual program.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That Artie Alexander is hereby officially commended for his display of the high qualities of character and leadership which resulted in his having been elected as Governor of Boys State, and is congratulated by the

members of the Twenty-seventh Oklahoma State Senate.

SECTION 2. BE IT FURTHER RESOLVED that the expression contained herein be made a permanent part of the official record of this Honorable Body and that duly authenticated copies of this Resolution be sent to Artie, his parents, Mr. and Mrs. Ashley Alexander, of Perry, and to the State Office of the American Legion.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 595—By Wolf, Poynor, Daniel, Larason, Avey, Graves, Gotcher, Ham, Williams (Woodward), Wheatley, Buckler, Richardson, Belvin, Nance, Mountford, Cartwright, Watkins, Hopkins, Bradley (Tulsa), Spraker and Wilkerson of the House and Bailey, Hope and Collins of the Senate—An Act amending Section 6, Chapter 10a, Title 74, Page 529, Oklahoma Session Laws 1957; pertaining to salaries of state employees; providing for a base pay for state employees of a minimum of Two Hundred Dollars (\$200.00) and increasing certain other grades; establishing a method of computing overtime pay; and declaring an emergency.

HB 892—By Bond (Stephens) and Garrison—An Act relating to taxation; exempting payments from trusts under employees' stock bonds, pension or profit sharing plans from state estate tax except amount thereof attributable to employee; construing Act as part of estate and transfer Act; providing for severability; and declaring an emergency.

HB 936—By Skaggs—An Act relating to the licensing and registration of automobile rental trailers and semi-trailers; amending Section 2, Chapter 1d, Title 47, Page 433, Oklahoma Session Laws 1957 (47 O. S. Supp. 1957, § 40.2, which relates to the registration of automobile rental trailers and fees therefor, by re-

quiring the fee to be for the registration of one and two-wheel trailers, Fifteen Dollars (\$15.00) and reducing the fee for registration of four-wheel trailers from Twenty-five Dollars (\$25.00) to Twenty Dollars (\$20.00); and declaring an emergency.

HB 944—By McGahey and Hopkins—An Act relating to motor vehicles; amending 47 O. S. 1951, § 296, which relates to suspension of licenses upon convictions for traffic offenses, by restricting such grounds to convictions in courts of record; providing for severability; and declaring an emergency.

HB 861—By House Committee on Education, Higher—An Act relating to education; amending Section 2, Chapter 37a, Title 70, Page 510, Oklahoma Session Laws 1957, (70 O. S. Supplement 1957, Section 1581.2); relating to the issuance of bonds for Oklahoma Military Academy, by authorizing certain borrowing by the Board of Regents of that institution, and otherwise making bond restrictions more liberal; providing for severability; 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:

HCR 556—By Howe, Craig, Shoemake and Tinker, of the House and Grantham and Mahan, of the Senate—A Resolution noting the election of Lee Hurst of Ponca City High School as Girls State governor; congratulating her on this honor and commending her on her accomplishments; and directing disposition of this Resolution.

The above numbered Resolution was ordered placed upon the Calendar.

MESSAGES FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 534** and **554**.

The above numbered Enrolled Resolutions were properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of Engrossed **HB 630**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 558**, requesting conference and referring the bill to the General Conference Committee on Appropriations.

Upon motion of Senator Hope, the request of the Honorable House for a conference on **HB 558** was ordered granted and the bill was referred to the General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 6, 10, 35, 40, 85, 103, 164, 173, 214, 195, 228, 230, 275, 313, 44, 287**, and referring of bills to the General Conference Committee on Appropriations.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared, the Senate adjourn to meet at 11:00 a.m., tomorrow, which motion was declared adopted.

FIRST READING

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

SJR 37—By Cobb, McSpadden, Grantham and Herndon of the Senate and Easterly, Bond (Marshall), Langley, Howe, Jumper, Kardokus, Greenhaw,

Bower, Cartwright, Watkins and Green of the House—A Joint Resolution directing the Oklahoma Tax Commission that the requirement in Section 3 of Senate Bill No. 367 of the Twenty-sixth Oklahoma Legislature that Section 2 of said Senate Bill No. 367 shall be printed on some portion of the form of invoice provided for in Section 3 of said Senate Bill No. 367, shall be waived in certain circumstances; and declaring an emergency.

SB 359—By Cartwright (Bryan) of the Senate, and Vandiver of the House—An Act relating to roads and highways; amending 47 O. S. 1951 § 22.2 as amended, which relates to apportionment and use of fees and other funds by Tax Commission, for road purposes, by adding Federal Aid Primary roads to class of roads for which certain funds unused by counties may be expended; providing for severability; 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:

HJR 531—State and Federal Government.

HJR 544—State and Federal Government.

DO PASS, as amended:

SB 274—Revenue and Taxation (Disregard CR of Appropriations and Budget).

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

Ninety-fifth Legislative Day

Thursday, June 18, 1959

Pursuant to adjournment, the Senate met at 11:00 a.m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Allen, Bailey, Carrier, Payne, Pitcher, Stipe.—6.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

President Pro Tempore Garvin announced the birth at 5:50 p. m., on yesterday at St. Anthony's Hospital, of little Karen Elizabeth, 22 inch, 8 pound, 9 ounce daughter of Joe Kelso, Chief Page and Assistant Sergeant-at-Arms of the Senate.

Senator Miskovsky introduced Harold Tusberg, Kaare Terland and Sven Erik Libaek, all of Norway, who are featured players in the Cine-miracle production of Windjammer, which film was shot by an American Motion Picture Company. These boys are now attending school in the United States and were accompanied on their visit to the Senate by Mr. George Gaughan with Cooper Foundation Theatres and Bobby Boyd, of Oklahoma City, acting as host.

By unanimous consent, the young men

entertained the Senate with several songs, beautifully harmonized.

Senator Mahan asked unanimous consent that eight year old Tim Myers of Fairfax be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

RESOLUTION

SCR 27 was considered, following which Senators Shoemake, Ritzhaupt, Harris, Hamilton, Land, Grantham, McClendon, Wilson (Greer), Baldwin and Kerr asked to be made co-authors, which was the order.

SCR 27, as co-authored, was read at length as follows, adopted upon motion of Senator Cartwright (Bryan) and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 27—By Cartwright (Bryan), Shoemake, Ritzhaupt, Harris, Hamilton, Land, Grantham, McClendon, Wilson (Greer), Baldwin and Kerr of the Senate and Vandiver of the House.

A CONCURRENT RESOLUTION RELATING TO A STUDY OF TURNPIKES TO BE CONSTRUCTED IN THIS STATE; AUTHORIZING AND DIRECTING THE EXECUTIVE COMMITTEE, STATE LEGISLATIVE COUNCIL, TO CREATE A SPECIAL COMMITTEE OF SAID COUNCIL FOR THE PURPOSE OF STUDYING, IN COOPERATION WITH THE STATE HIGHWAY DEPARTMENT AND OTHER STATE AGENCIES, THE FEASIBILITY OF ESTABLISHING FUTURE

TURNPIKES, CONSTRUCTION AND FINANCING THEREOF; AND DIRECTING SAID SPECIAL COMMITTEE TO SUBMIT A REPORT OF FINDINGS AND LEGISLATIVE RECOMMENDATIONS TO THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL.

WHEREAS, Turnpikes presently established in this State have proven to be sound investments and have contributed a great deal to the people of this State, both in safety and in travel comfort and conveniences; and

WHEREAS, There is now, and properly so, a great deal of debate in both Houses of the Legislature on the constructing and financing of future turnpikes in this State; and

WHEREAS, Adequate and comprehensive study of this important subject will necessitate thorough study, analysis and reporting, and will require months of work during the next interim period of the Legislature.

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

SECTION 1. The Executive Committee, State Legislative Council, is hereby authorized and directed to create a ten (10) man Special Committee, to be composed of five (5) members of the Senate and five (5) members of the House of Representatives for the purpose of studying the feasibility of future Turnpike Projects, the construction and financing thereof.

SECTION 2. The Executive Committee shall appoint a Chairman and Vice-Chairman of the Special Committee and said Committee shall, on or before the first day of October, 1960, submit its final report on findings, together with legislative recommendations, to the Executive Committee of the State Legislative Council.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 211**, as amended.

HAs to **SB 211** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 211, by adding the following House Member as coauthor: "FULLER"

AMENDMENT NO. 2. Page 1, line 16, the TITLE thereof, following the word "EXCLUSIONS;" insert the following language, "RESERVING AUTHORITY OF EACH STATE AGENCY TO DETERMINE ITS OWN QUANTITATIVE NEEDS. AND THE GENERAL CLASS OR NATURE OF SUPPLIES, EQUIPMENT AND SERVICES DESIRED;" and Line 33, following the word "DELIVERY" add the following language "ACCEPTANCE AND REJECTION" and Line 53, following the word "ADMINISTRATION;" add the following language "PROHIBITING ANY GIFT OR ACCEPTANCE THEREOF WITH RESPECT TO PURCHASES; PROVIDING PENALTIES FOR VIOLATIONS;"

AMENDMENT NO. 3. Page 2, SECTION 2, line 7, by striking the following language, "Except for the exclusions set out in SECTION 11 of this Bill," and changing the following word "the" to read "The" and Line 10, after the word "executive." strike the word "legislative" and Line 12, change the comma following the word "state," to a period and beginning with the last word on line 12. "and" strike the remainder of Subsection (1) under SECTION 2.

AMENDMENT NO. 4. Page 3, SECTION 2, line 10, strike all of Subsections 9, 10 and 11 under SECTION 2.

AMENDMENT NO. 5. Page 3, SECTION 3, line 26, by striking the following words "whose selection shall be by and with the advice and consent of the State Senate of Oklahoma." and Line 26, place a period following the word "Director" and insert the following lan-

guage "Said Director shall be not less than 28 years of age; shall have a thorough knowledge of office practices and buying procedures in volume purchasing; and shall be a graduate of an accredited college or university with not less than five (5) years experience in commercial or governmental purchasing, or, in lieu of such educational requirement, shall have not less than ten (10) years experience in commercial or governmental purchasing involving actual volume in excess of Ten Million Dollars (\$10,000,000.00)." and Line 30½, change the "four" to "ten" and Line 31½, after the word "experienced," add the following language "for three (3) years," and Line 35½, following the words "purchasing attention;" add the following language, "one dietician, who shall have the qualifications required by the State Department of Public Health;"

AMENDMENT NO. 6. Page 4, SECTION 3, line 17, following the word "or" strike the words "first cousin" and insert in lieu thereof the following language, "other relative within the third degree whether related by consanguinity or affinity," and Line 19, after the word "does" change the period to a comma and insert the following, "Except that such relative may own five percent (5%) or less of the stock of a corporation which furnishes such materials, supplies, equipment and services." and strike the remainder of SECTION 3.

AMENDMENT NO. 7. Page 4, SECTION 4, Line 30, following the word "and" strike the following words "except as provided in SECTION 2" and Page 5, at the end of SECTION 4 on line 4 following the word "Director" change the period to a semi-colon and add the following language, "and provided further that every State Agency shall have the authority to determine its own quantitative needs for services, supplies, equipment and materials, insofar as it has such authority under existing law and shall have the authority

to determine the general class or nature of supplies, equipment materials or services, subject to the provisions of SECTION 5."

AMENDMENT NO. 8. Page 5, SECTION 5, line 14, by striking the following language "except in the case of drugs required to be sold or administered only on prescription which are specifically excluded herefrom." and Lines 17 and 18, after the word "State" strike the words "Purchasing Director" and insert in lieu thereof the following "Board of Public Affairs" and Line 18, after the word "authority" add the following language "and responsibility"

AMENDMENT NO. 9 Page 6, SECTION 5, Subsection 11, line 19½, after the word "delivery" insert the following language "acceptance or rejection, including check of quantities," and line 28½, following the word "law," add new SECTION 6 to read as follows:

"SECTION 6. State institutions shall have the right to question the grade and quality of any merchandise delivered to the institution and the Central Purchasing Agency must determine by laboratory test whether or not said merchandise meets grade and quality, provided that if said merchandise does not meet grade and quality the merchandise may be rejected," and renumber the remaining SECTIONS accordingly.

AMENDMENT NO. 10. Page 7, line 4, after the word "Director," add a new paragraph to read as follows: "Provided further that invoices of all purchases for less than Two Hundred Dollars (\$200.00) shall be filed with the State Purchasing Director at least five (5) days before the claim for the invoice is paid. The invoice shall contain a description and/or brand name of the items and products purchased, the unit cost, the quantity purchased, the business entity making the sale, and the person responsible for the purchase. In all purchases required to be on com-

petitive bids, it shall be a felony to split purchases for the purpose of evading the requirement of competitive bidding."

AMENDMENT NO. 11. Page 7, line 5. SECTION 7, after the word "Director" and before the word "is" the following language: "on approval by the State Board of Public Affairs."

AMENDMENT NO. 12. Page 8, SECTION 11, Subsection (3), line 16½, after the word "employees," add the following paragraphs:

4. Acquisitions by agencies out of funds derived from sources other than State collected funds.

5. Acquisitions by the State System of Higher Education on any institution or entity comprising the same insofar as such acquisitions relate to textbooks, laboratory supplies, instructional materials and specialized laboratory equipment.

6. Contractual services used in the construction or maintenance of roads or highways, bridges or underpasses, or any other highway structures.

7. Utility services where rates therefor are regulated by a State or Federal regulatory commission, or by city ordinance.

Notwithstanding the exclusions provided herein, any agency or common schools of Oklahoma and County Officers may, if it so desires, avail itself of the services of the Purchasing Director."

AMENDMENT NO. 13. Page 8, line 17½, creating a new SECTION 12 which shall read as follows:

"SECTION 12. It shall be unlawful and illegal for the Purchasing Director or any buyer or any member of the State Board of Public Affairs, or any member of their immediate family, under this Act to accept any gift, donation or gratuity for himself or any member of his immediate family from

any seller or prospective seller of any property covered by this Act; and it shall further be unlawful and illegal for any seller or any prospective seller to give or donate anything of value to the Purchasing Director or any member of the State Board of Public Affairs or any buyer under this Act or any member of the immediate family of the Purchasing Director or buyer or of the State Board of Public Affairs.

The violation of any provision of this Section shall constitute a misdemeanor and in the event the Purchasing Director or any buyer or any member of the State Board of Public Affairs is convicted for the violation of this Section he or they shall forfeit his or their office or position immediately in addition to the penalty hereinabove provided," and renumber the remaining SECTIONS accordingly.

AMENDMENT NO. 14. Page 8, SECTION 13, line 29½, change the figures "\$95,385.00" to "\$159,600.00" in both columns, and Page 8, SECTION 13, line 31½, change the figures in both total columns from "\$115,385.00" to "\$179,600.00."

AMENDMENT NO. 15. Page 9, SECTION 14, line 4, change the figure under the Minimum column from "\$9,300" to "\$10,000" and change the figure under the Maximum column from "\$9,900" to read "\$12,000" and Page 9, SECTION 14, line 5, change the number "4" to "10" under the number of buyers authorized and Page 9, SECTION 14, line 7, change the "10" to "16" under the number of typist-clerks authorized and Page 9, SECTION 14, line 9½, insert the following under proper columns:

"Dietician 3 - - - 1 \$4,920 Min. \$6,240 Max." and Page 9, SECTION 14, line 11, change the Total figures from "22" to "35."

AMENDMENT NO. 16. Page 9, line 21, add a new SECTION between Sections 16 and 17 to be numbered cor-

rectly following the above Section, to read as follows:

"All persons, agents, officers and employees of the State included within the provisions of this Act are required to conform strictly to the provisions of this Act, and any such persons, agents, officers or employees violating any provision of this Act shall be deemed guilty of a misdemeanor unless herein otherwise provided, and upon conviction shall be fined not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00) or be imprisoned in the County jail not to exceed six (6) months or by both such fine and imprisonment, and renumber the remaining SECTIONS accordingly.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 630**.

The above numbered Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION

HCR 556 was considered, read at length as follows and adopted upon motion of Senator Grantham:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 556 — By Howe, Craig, Shoemaker and Tinker, of the House and Grantham and Mahan, of the Senate.

A RESOLUTION NOTING THE ELECTION OF LEE HURST OF PONCA CITY HIGH SCHOOL AS GIRLS STATE GOVERNOR; CONGRATULATING HER ON THIS HONOR AND COMMENDING HER ON HER ACCOMPLISHMENTS; AND DIRECTING DISPOSITION OF THIS RESOLUTION.

WHEREAS, Girls State is a program of development of good citizenship among young people, sponsored by the American Legion Auxiliary, which has been held every year in Oklahoma since 1940, except during World War II, and

has contributed significantly to the governmental knowledge and training of Oklahoma youth; and

WHEREAS, at the Girls State held this year at Oklahoma College for Women, Miss Lee Hurst, of Ponca City High School, daughter of Mr. and Mrs. Albert Hurst, Route 3, Osage County, Oklahoma, was elected Governor of the 1959 Girls State and was further elected delegate to Girls Nation, the corresponding National Convention held at Washington, D. C.; and

WHEREAS, Miss Hurst is an outstanding student at Ponca City High School, active in musical activities, the year book staff, Girls Pep Club and Tri-Hi-Y at her school; and

WHEREAS, Miss Hurst's personality is such that she was chosen for her offices from three hundred ninety (390) outstanding high school girls representing over two hundred (200) Oklahoma communities, and in view of the foregoing it is obvious that Miss Hurst will represent Oklahoma in a manner which will bring great pride to our citizens.

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

SECTION 1. That Miss Lee Hurst is hereby commended for the traits of character and leadership which resulted in her election as Governor of Girls State and delegate to Girls Nation, and is congratulated on these honors.

SECTION 2. BE IT FURTHER RESOLVED that a properly prepared copy of this Resolution be presented to Miss Hurst, to the State office of the American Legion Auxiliary, and to the Ponca City News.

HCR 556 was properly signed and ordered returned to the Honorable House.

Senator Ritzhaupt moved to instruct Senate Conferees on the General Conference Committee on Appropriations that they shall not exceed \$5,000,000.00 plus the anticipated revenue from the liquor tax in computing the amount of money that shall be expended in the next two years, which motion was tabled upon motion of Senator Hope.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 825 and **SCR 26** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 825**, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 26** 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 909—County Government.

HB 924—County Government—Co-authored by Land.

RESOLUTION

By unanimous consent, Senator McSpadden introduced **SR 53**, following which Senators Mahan and Cowden asked to be made co-authors, which was the order.

SR 53, as co-authored, was read at length as follows, adopted upon motion of Senator McSpadden and referred for enrollment:

SENATE RESOLUTION NO. 53—By McSpadden, Mahan and Cowden.

A RESOLUTION COMMENDING MR. J. M. DAVIS, CLAREMORE, OKLAHOMA, FOR HIS INTEREST IN AND COLLECTION OF GUNS AND RELICS; RECOUNTING SERVICE AS

MAYOR AND CITY COUNCILMAN, ACKNOWLEDGING VALUE OF GUNS AS TOURIST ATTRACTIONS; EXTOLLING APPROVAL OF "J. M. DAVIS GUN COLLECTION APPRECIATION DAY", SATURDAY, JUNE 27, 1959, AT CLAREMORE, OKLAHOMA; SPECIFYING; JOURNAL ENTRY AND DIRECTING DISTRIBUTION OF RESOLUTION.

WHEREAS, Mr. J. M. Davis, Claremore, Oklahoma, has assembled the largest gun collection in the world; and

WHEREAS, The Claremore Chamber of Commerce has designated Saturday, June 27, 1959, as the "J. M. DAVIS GUN COLLECTION APPRECIATION DAY"; and

WHEREAS, Governor J. Howard Edmondson, Lieutenant Governor George P. Nigh, and a host of other dignitaries, distinguished individuals, and personal friends from all parts of the United States, will assemble to pay homage and tribute to Mr. J. M. Davis, the beloved former mayor and city councilman of Claremore, Oklahoma; and

WHEREAS, The large gun collection (estimated at 25,000), antique German and Austrian beer steins (some 1,700) and Indian arrow heads, knives, handcuffs, saddles, old musical instruments and other relics, constitute an outstanding tourist attraction; and

WHEREAS, Legislative approval of the "J. M. DAVIS GUN COLLECTION DAY" is acknowledged with all the implied accolades; and

WHEREAS, Journal entries will provide a permanent record of the event.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

THAT, an expression of commendation be and is hereby extended to Mr. J. M. Davis, Claremore, Oklahoma, for his interest in and collection of guns, relics, and memorabilia; and

THAT, The "J. M. DAVIS GUN COL-

LECTION DAY" be and is hereby ac-claimed as a memorable event; and

THAT, This Resolution be printed in the Senate Journal and, secondly, a copy be presented to Mr. J. M. Davis.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 358—Insurance.

SB 359—Roads and Highways.

SJR 36—Education.

SJR 37—Revenue and Taxation.

Senator Cobb asked unanimous consent that **SJR 37** be ordered withdrawn from the Committee on Revenue and Taxation and ordered printed and placed upon the Calendar, which was the order.

HB 835—Education.

HB 595—State and Federal Government, then Appropriations and Budget.

HB 892—Revenue and Taxation.

HB 936—Revenue and Taxation.

HB 944—Public Safety.

HB 861—Education.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Miskovsky moved to reconsider the vote by which **HB 825** was passed.

Senator Shoemake moved that the rules of the Senate be suspended, and that the motion of Senator Miskovsky be taken up for immediate consideration.

President Pro Tempore Garvin advised that **HB 825** was not in the possession of the Senate and cited Rule 12-c.

Senator Grantham raised a point of order against the Shoemake motion, which was sustained, stating that until the bill is in possession of the Senate, the Miskovsky motion is out of order.

GENERAL ORDER

HB 749, by Briscoe, et al of the House and McSpadden and Tipps of the Senate was read and considered.

Upon motion of Senator Hope, the enacting clause to **HB 749** was stricken.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

Upon motion of Senator Hope, **HB 749**, as amended, was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 749**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 749 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Breeden, Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hern- don, Hope, Kerr, King, Land, McClen- don, McColgin, McSpadden, Mahan, Mis- kovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wal- ker, Wilson (Beckham), Wilson (Greer). —33.

Excused: Allen, Bailey, Berrong, Car- rier, Payne, Pitcher, Stipe.—7.

Not Voting: Boecher, Cartwright (Bryan), Cartwright (Seminole), Eas- terly.—4.

The bill was declared passed.

On the question of passage of emer- gency, the roll call resulted as follows:

Aye: Baldwin, Breeden, Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hern- don, Hope, Kerr, King, Land, McClen- don, McColgin, McSpadden, Mahan, Mis- kovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wal-

ker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Bailey, Berrong, Carrier, Payne, Pitcher, Stipe.—7.

Not Voting: Boecher, Cartwright (Bryan), Cartwright (Seminole), Easterly.—4.

The emergency was declared passed.

HB 749, as amended, was referred for engrossment.

Senator Kerr asked that the record show him excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

HJR 510, by Taliaferro, et al, and Allen, Cobb, Field, Fine, Hall, Hamilton, Harris, McSpadden and Shoemake was read and considered.

Upon motion of Senator Hope, the enacting clause to **HJR 510** was stricken.

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

Upon motion of Senator Hope, **HJR 510**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HJR 510**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HJR 510 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breen, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazour-
eck, Ritzhaupt, Shoemake, Tipps, Trent,

Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Bailey, Carrier, Kerr, Payne, Pitcher, Stipe.—7.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Mahan, Sandlin.—4.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breen, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazour-
eck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Bailey, Carrier, Kerr, Payne, Pitcher, Stipe.—7.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Mahan, Sandlin.—4.

The emergency was declared passed.

HJR 510, as amended, was referred for engrossment.

GENERAL ORDER

SB 274, by Hope and Bailey of the Senate and Ruby and Davis of the House, was taken up for consideration.

Senator Hope moved that the title to **SB 274** be stricken.

Senator Ritzhaupt, as a substitute, moved that **SB 274** be read and considered, which motion prevailed.

Senator Hope moved that the title to **SB 274** be stricken.

Senator Collins moved that the Hope motion lie on the table.

Senator Hope asked unanimous consent, which was granted, to withdraw his motion.

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

Senators McSpadden and Walker

asked that the record show them excused for the remainder of this legislative day, which was the order.

Section 1 was read.

Further consideration of Section 1 was deferred temporarily.

Section 2 was read.

Senator Shoemake moved to amend **SB 274**, line 18, page 2, by striking after the word, "agents," the figures, "25 4,200.00 4,200.00" inserting in lieu thereof, the figures, "40 6,000.00 6,000.00."

Senator Harris presiding.

Senator Fine moved that the Shoemake amendment lie on the table, which motion prevailed.

Senator Fine moved to amend **SB 274**, line 16, page 2, by striking after the word, "Director," the figures, "\$12,000.00," and inserting the figures, "\$10,000.00," which amendment was tabled upon motion of Senator Wilson (Beckham).

Senators Berrong, Dacus and Baldwin moved to amend **SB 274**, by striking line 17, page 2, and renumbering subsequent lines, which amendment was tabled upon motion of Senator Miskovsky.

Senators Berrong and Field moved to amend **SB 274**, line 18, page 2, by substituting after the word, "agents," and before the numeral, "\$4,200.00," the figure, "15," in lieu of the figure "25," which amendment was declared failed of adoption.

Senator McClendon moved to amend **SB 274**, line 18, page 2, by striking after the word, "agents," and before the figure, "4,200.00," the following, "25," and inserting the figure, "12," which amendment was tabled upon motion of Senator Hope upon a roll call as follows:

Aye: Bailey, Cartwright (Bryan), Cowden, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, King,

Land, Morford, Pazoureck, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham).—19.

Nay: Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Collins, Dacus, Field, Fine, Hamilton, McClendon, McColgin, Mahan, Miskovsky, Ritzhaupt, Wilson (Greer).—17.

Excused: Allen, Carrier, Kerr, McSpadden, Payne, Pitcher, Stipe, Walker.—8.

Upon motion of Senator Hope, Section 2 was adopted.

Section 1 was considered further.

Senator Grantham moved to amend **SB 274**, line 5, page 1, by striking after the word, "of," all the remaining language on line 5 and all of lines 1 and 2 on page 2, and substituting therefor the following: "Two Hundred Forty-eight Thousand Dollars (\$248,000.00) and for the fiscal year ending June 30, 1961, the sum of Two Hundred Forty-eight Thousand Dollars (\$48,000.00)," which amendment was declared adopted.

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

Section 3 was read.

Senator Fine moved to amend **SB 274**, line 5, page 3, by adding a new section to be numbered 3, and numbering succeeding sections accordingly, as follows: "Section 3. The agents of the Oklahoma Alcoholic Beverage Control Board shall possess the same qualifications as required for employment of patrolmen by the Department of Public Safety," which amendment was declared adopted.

Senator Ritzhaupt moved to amend **SB 274**, line 8, page 3, by adding after the word, "amended," the following: "The agents of the Oklahoma Alcohol Beverage Control Board are specifically prohibited from carrying or having in their possession any form of side-arms or weapons while on duty," which amendment was tabled upon motion of Senator Hope.

Section 3, as amended, was adopted upon motion of Senator Hope.

Section 4 was read.

Senators Berrong and Dacus moved to amend **SB 274**, line 9, page 3, by inserting a new Section 4 and renumbering subsequent sections:

"Section 4. It shall be the duty of the Oklahoma Bureau of Investigation, upon the request of the Director of the Oklahoma Alcoholic Control Board, to assist said Board in the effective enforcement of the State alcoholic beverage laws," which amendment was declared adopted.

Senators Trent and Mahan moved to amend **SB 274**, line 9, page 3, by striking all of Section 4, which amendment was tabled upon motion of Senator Hope.

Upon motion of Senator Hope, Section 4, as amended, was adopted.

Upon motion of Senator Hope, Sections 5 and 6 were adopted.

Upon motion of Senator Ritzhaupt, **SB 274**, as amended, was advanced to engrossment.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **SB 274**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Trent asked unanimous consent, to which Senator King objected, that the vote be reconsidered by which **SB 274**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Trent moved that the vote be reconsidered by which **SB 274**, as amended, was considered engrossed and placed upon third reading and final passage, which motion was tabled upon motion of Senator King.

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:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Hope, King, Land, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—27.

Nay: Cobb, Hamilton, McClendon, McColgin.—4.

Excused: Allen, Carrier, Dacus, Kerr, McSpadden, Payne, Pitcher, Stipe, Walker.—9.

Not Voting: Bailey, Collins, Herndon, Sandlin.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—30.

Nay: Hamilton, McClendon.—2.

Excused: Allen, Carrier, Dacus, Kerr, McSpadden, Payne, Pitcher, Stipe, Walker.—9.

Not Voting: Bailey, Collins, Sandlin.—3.

The emergency was declared passed.

SB 274, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Cobb moved to reconsider the vote by which **SB 274**, as amended, was passed.

PENDING CONSIDERATION OF HAS

Senator Trent asked for consideration of **SB 312**, as amended by the Honorable

House, and by unanimous consent further consideration was deferred for this legislative day.

Senator Cartwright (Bryan) asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Baldwin moved that the Senate concur in **HAs** to **SB 160**, which motion was declared adopted.

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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Walker.—9.

Not Voting: Collins, Fine, Mahan.—3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Walker.—9.

Not Voting: Collins, Fine, Mahan.—3.

HAs properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HJR 530, by Allard et al of the House and Field of the Senate, was read and considered.

Upon motion of Senator Field, **HJR 530** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, the rules of the Senate were suspended and **HJR 530** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 530 was read for the third time at length.

On question of passage of Resolution, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Not Voting: Collins, Fine, Grantham, Mahan.—4.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Walker.—9.

The Resolution was declared passed.

HJR 530 was properly signed and ordered returned to Honorable House.

Senator Trent asked to be shown excused for the remainder of this legislative day.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Breeden, the Senate concurred in **HAs** to **SB 167**.

SB 167, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole),

Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, King, Land, McClendon, McColgin, Morford, Pazoureck, Ritzhaupt, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—29.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—10.

Not voting: Collins, Hope, Mahan, Miskovsky, Sandlin.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, King, Land, McClendon, McColgin, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—10.

Not Voting: Collins, Hope, Mahan, Miskovsky.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hall, the Conference Committee Report on **HB 651** was adopted.

HB 651, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazour-

eck, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham), Wilson (Greer).—29.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—10.

Not Voting: Cobb, Collins, Hope, Mahan, Tipps.—5.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Wilson (Beckham), Wilson (Greer).—30.

Excused—Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—10.

Not Voting: Cobb, Collins, Mahan, Tipps.—4.

The emergency was declared passed.

HB 651, together with Conference Committee Report thereon, was ordered returned to Honorable House.

GENERAL ORDER

SB 354, by Land, was read and considered.

Senator Land moved to amend **SB 354**, by striking all of sub-section (1), beginning on line 10, page 14, and ending on line 8, page 15, and substituting the following: "(1) Only that part of such expenses as exceed One Hundred (\$100.00) Dollars may be deducted, except that when a husband and wife living together file a joint return that part of such expenses exceeding Two Hundred (\$200.00) Dollars may be deducted; provided however, the maximum deduction for the taxable year shall not be in excess of *Two Thousand Five Hundred (\$2,500.00) Dollars*, except that in

case of (A) a husband and wife living together who file a joint return, the maximum deduction shall not be in excess of *Five Thousand (\$5,000.00) Dollars*, * * * plus a maximum deduction of *Two Thousand Five Hundred (\$2,500.00) Dollars for each additional exemption, up to a total of Ten Thousand (\$10,000.00) Dollars*; and (B) a single individual who is the head of a family, *the maximum deduction shall not be in excess of Five Thousand (\$5,000.00) Dollars, plus Two Thousand Five Hundred (\$2,500.00) Dollars for each exemption after the first two, but not exceeding a total of Ten Thousand (\$10,000.00) Dollars*" which amendment was declared adopted.

Upon motion of Senator Land, **SB 354**, as amended, was advanced to engrossment.

Upon motion of Senator Land, the rules of the Senate were suspended and **SB 354**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 354 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Nay: Dacus.—1.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—10.

Not Voting: Collins, Garvin, Mahan.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Cobb, Cowden, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Nay: Dacus.—1.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—10.

Not Voting: Collins, Garvin, Mahan.—3.

The emergency was declared passed.

SB 354, as amended, was referred for engrossment.

GENERAL ORDER

HB 894, by Skaggs, was read and considered.

Upon motion of Senator Hamilton, **HB 894** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 894** was ordered placed upon third reading and final passage.

THIRD READING

HB 894 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—28.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—10.

Not Voting: Breeden, Collins, Fine, Hall, Land, Mahan.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgen, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—10.

Not Voting: Breeden, Collins, Fine, Mahan.—4.

The emergency was declared passed.

HB 894 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HJR 538, by Howe et al of the House and Grantham of the Senate, was read and considered.

Upon request of Senator Cowden, the title to **HJR 538** was ordered stricken.

Senator Cowden moved to amend **HJR 538**, by striking Section 4, which amendment was declared adopted.

Upon motion of Senator Grantham, **HJR 538**, as amended, was advanced to engrossment.

By unanimous consent, upon motion of Senator Grantham, the rules of the Senate were suspended and **HJR 538**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 538 was read for the third time at length.

On the question of passage of Resolution the roll call resulted as follows:

Aye: Baldwin, Berrong, Breeden, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope,

King, Land, McClendon, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Tipps, Wilson (Beckham), Wilson (Greer).—26.

Not Voting: Bailey, Collins, Fine, Hall, McColgen, Mahan, Shoemake.—7.

Excused: Allen, Boecher, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—11.

The Resolution was declared passed.

HJR 538, as amended, was referred for engrossment.

GENERAL ORDER

HJR 531, by Skaggs, was read and considered.

Senators Baldwin, Berrong, Miskovsky and Morford asked to be made co-authors of **HJR 531**, which was the order.

Upon motion of Senator Morford, **HJR 531** was advanced to engrossment and third reading.

Senator Morford asked unanimous consent, which was granted, that the rules be suspended and **HJR 531** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 531 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgen, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Boecher, Carrier, Cartwright (Bryan), Kerr, McSpadden, Payne, Pitcher, Stipe, Trent, Walker.—11.

Not Voting: Collins, Hall, Mahan.—3.

The Resolution was declared passed.

HJR 531 was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

As provided by Rule 12-a, Senator Dacus moved that the vote be reconsidered by which **SB 354**, as amended, was passed.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, June 22, as provided under the Rules, 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:

SB 355—Game and Fish.

SB 357—Criminal Jurisprudence.

HB 777—Privileges and Elections.

HB 860—Criminal Jurisprudence.

DO PASS, as amended:

HB 556—Appropriations and Budget.

HB 581—Appropriations and Budget.

HB 692—Appropriations and Budget.

HB 862—Appropriations and Budget.

HB 938—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 510 and **HB 749** each correctly engrossed.

Engrossed **SAs** to and Engrossed **HJR 510** and Engrossed **HB 749**, each as amended, were properly signed and ordered returned to the Honorable House.

As provided under the Wilson (Beckham) motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m., on Monday, June 22, 1959.

Ninety-sixth Legislative Day

Monday, June 22, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Cobb, Collins, Hall, Herndon, McSpadden, Mahan, Pitcher.—8.

The President declared a quorum present.

Prayer was offered by Mr. George O'Neal, Calendar Clerk.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 650—By Howard, Johnston, Levergood, Andrews, Arrington, Baggett, Cox, Daniel, Dyer, Fogarty, Ford, Hall, Forsythe, Garrison, Hopkins, Meacham, Rogers, Sare, Shoemaker, Tinker, Wilkerson, Nichols, Privett, Skaggs, Camp, Dolezal, Sparks, Buckler, Foster, Reneau, Richardson, Graves, Ham, Avey, Bond (Stephens), Craig, Lance, McCune, Odom (Wagoner), Priebe, Shibley, Ship-

ley, Sparger, Spraker and Wolf of the House and Bailey, Harris, Land, McSpadden, Mahan and Stipe of the Senate—An Act pertaining to taxation; amending 68 O. S. 1951 § 880, as amended by 68 O. S. Supp. 1957 § 860(g), pertaining to depletion allowable for oil and gas production for income tax purposes, by increasing such allowable deduction in the case of income from oil and gas; omitting material erroneously repeated in 68 O. S. 1951 § 880(j).

The above numbered **HB** was read for the first time.

MESSAGE FROM GOVERNOR

Advising approval by him, June 22, 1959, of Enrolled **SBS** 193, 243, entitled:

ENROLLED SENATE BILL NO. 243
—By Wilson (Beckham).

AN ACT RELATING TO ACCOUNTANCY; AMENDING TITLE 59, O. S. 1951, § 10; AND DECLARING AN EMERGENCY..

ENROLLED SENATE BILL NO. 193
—By Mahan, Boecher, Field and Easterly of the Senate and Andrews, Belvin, Burnham, Hargrave, Moad, Morrow, Odom (McIntosh), Patterson, Poynor, Shipley (Nowata), Watkins and Wolf of the House.

AN ACT AMENDING 17 O. S. 1951, § 131, SUB-SECTION (c), AS AMENDED; AND FURTHER PROVIDING FOR FURNISHING OF TELEPHONE SERVICE IN AREAS NOT FILED ON OR BEING SERVED BY ANY TELEPHONE EXCHANGE; AND PROVIDING FOR THE ENFORCEMENT THEREOF; AND PROVIDING

FOR VALUATION OF PROPERTY USED IN FURNISHING TELEPHONE SERVICE; AMENDING SECTION 3, SUB-SECTION (d), S. B. NO. 1, O. S. L. 1953, PAGE 484, AS AMENDED, DEFINING RURAL AREAS; PROVIDING FOR SEVERABILITY OF SECTIONS; AND DECLARING AN EMERGENCY.

Senator Cartwright (Bryan), asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HJR 513, by Camp, et al of the House and Walker of the Senate, was read and considered.

Senators Payne, Hamilton, Kerr, Pazoureck, Ritzhaupt, Grantham, Land and Garvin asked to be made co-authors of **HJR 513**, which was the order.

Senator Walker moved to amend **HJR 513**, line 18, page 9, by striking after the words, "of the," and before the word, "primary," the words, "next state-wide special or," and inserting in lieu thereof, the word, "second" and on line 1, page 10, by inserting after the words, "primary election," and before the words, "at which," the following: "in July, 1960, or on any prior date on which any constitutional amendment is submitted for a vote of the people other than the date of the first primary election in July, 1960," which amendment was declared adopted.

Upon motion of Senator Walker, **HJR 513**, as amended, was advanced to engrossment.

Upon motion of Senator Walker, the rules of the Senate were suspended, and **HJR 513**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 513 was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 513—By Camp, Lollar, Skeith, Shibley, Stewart, Van Hooser, Dolezal, Larason, Meacham, Gotcher, Howard, McCarty, Garrison, Tinker, Skaggs, Stevens, Davis, Bower, Foster, Cartwright, Graves, Nance, Cox, Arrington, Murrow, Andrews, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bradley (Tulsa), Clark, Cook, Cooksey, Craig, Daniel, Etling, Ford, Forsythe, Goodfellow, Green, Hopkins, Howe, Johnston, Jones, McCune, McGahey, Moad, Mountford, Nichols, Patterson, Priebe, Reneau, Richardson, Richeson, Roberts, Sare, Shipley, Sparger, Sparks, Spraker, Vandiver and Watkins of the House, and Walker, Payne, Hamilton, Kerr, Pazoureck, Ritzhaupt, Grantham, Land and Garvin of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION, THE SAME TO BE ADDED TO ARTICLE X, AND IDENTIFIED AS SECTION NO. 34, RELATING TO ESTABLISHMENT OF A PLAN OF STATE FINANCIAL ASSISTANCE TO OKLAHOMA COMMUNITIES TO FACILITATE OKLAHOMA'S INDUSTRIAL DEVELOPMENT; AUTHORIZING THE LEGISLATURE TO ENACT LEGISLATION CREATING A STATE INDUSTRIAL FINANCE AUTHORITY CONSISTING OF THE STATE TREASURER (WHO SHALL BE AN EX OFFICIO, NON-VOTING MEMBER) AND SEVEN MEMBERS, AND PROVIDING FOR THEIR APPOINTMENT BY GEOGRAPHICAL AREAS, FIXING THEIR

TERMS OF OFFICE, QUALIFICATIONS, POWERS AND DUTIES; AUTHORIZING SAID AUTHORITY TO ISSUE AND SELL FULL FAITH AND CREDIT BONDS OF THE STATE OF OKLAHOMA IN AMOUNTS NOT TO EXCEED, IN THE AGGREGATE, TEN MILLION DOLLARS (\$10,000,000.00) OUTSTANDING AT ANY ONE TIME, WHICH BONDS SHALL BE PAYABLE WITHIN THIRTY (30) YEARS FROM THEIR DATE; PROVIDING FOR THE PAYMENT OF SUCH BONDS AND THE INTEREST THEREON; PROVIDING THAT THE PROCEEDS FROM THE SALE THEREOF SHALL BE PLACED IN A STATE INDUSTRIAL DEVELOPMENT REVOLVING LOAN FUND AND LOANED ONLY TO INCORPORATED INDUSTRIAL DEVELOPMENT AGENCIES IN OKLAHOMA COMMUNITIES TO ASSIST IN THE FINANCING OF INDUSTRIAL BUILDINGS AND FACILITIES FOR SALE OR LEASE TO APPROVED RESPONSIBLE INDUSTRIAL FIRMS; PROVIDING THAT SUCH LOANS SHALL NOT EXCEED TWENTY-FIVE PERCENT (25%) OF THE COST OF VALUE OF SUCH PROPERTIES AND SHALL BE SECURED EITHER BY FIRST OR SECOND MORTGAGE THEREON; REQUIRING THE LEGISLATURE TO ENACT APPROPRIATE LEGISLATION PERTAINING TO THE ISSUANCE OF SUCH BONDS AND ESTABLISHING SAFEGUARDS AND REGULATIONS GOVERNING THE LENDING OF SUCH FUNDS NECESSARY TO VITALIZATION OF THIS SECTION AND EFFECTUATING ITS PURPOSE OF ACCELERATING OKLAHOMA'S INDUSTRIAL DEVELOPMENT; PRESCRIBING THE BALLOT TITLE; PROVIDING FOR NOTIFICATION OF THE PROPER STATE OFFICIALS; AND ORDERING A SPECIAL ELECTION THEREON; THE OKLAHOMA LEGISLATURE IS AUTHORIZED THREE YEARS AFTER

THE ENACTMENT OF THIS ACT TO RAISE THE AMOUNT OF FUNDS NOT TO EXCEED TWENTY MILLION DOLLARS (\$20,000,000.00).

SECTION 1. The Secretary of State shall refer to the people of the State of Oklahoma, for their approval or rejection, as and in the manner provided by law, an amendment to the Constitution of Oklahoma, the same to be added to Article X, and identified as a new Section 34 thereof, relating to the establishment of a plan of State financial assistance to Oklahoma communities to facilitate Oklahoma's industrial development, which section shall be as follows:

ARTICLE X

Section 34. The Legislature of the State of Oklahoma is hereby authorized to enact legislation creating a State Industrial Finance Authority, to be composed of the State Treasurer (who shall be an ex-officio, non-voting member) and seven members, appointed by the Governor for overlapping terms, one of whom shall be the Director of the State Department of Commerce and Industry representing the State at large, and one each from the present six Congressional Districts, at least five of whom shall have had at least fifteen (15) years experience in banking, mortgage loans, or financial management, and the remaining member shall have demonstrated outstanding ability in business or industry, which Authority shall be, and is hereby, authorized to issue and sell State Industrial Finance Bonds in such amounts as shall be needed from time to time for the purposes herein provided, not to exceed in the aggregate Ten Million Dollars (\$10,000,000.00) outstanding at any one time, said bonds to be payable in full within thirty (30) years from their date, the proceeds whereof shall be deposited in the State Treasurer in a fund known as a State Industrial Revolving Loan Fund to be loaned, and re-loaned, by said Authority

only to Oklahoma incorporated industrial development agencies (whether profit or non-profit) in Oklahoma communities, which agencies shall first have been approved and qualified by said Authority, such loans to be secured either by first or second mortgage on the land, buildings and facilities of such industrial properties, whether existing or to be constructed, held for sale or lease to approved responsible industrial firms on such terms as will amortize such loans within a period of twenty-five (25) years or less, but in no event shall the State's participation exceed twenty-five percent (25%) of the total cost or value of such industrial properties. All bonds representing the state indebtedness herein authorized to be created by the State Industrial Development Authority shall be backed by the full faith and credit of the State of Oklahoma, and there shall be pledged to the payment of principal and interest of the bonds herein authorized to be issued: (1) The net proceeds from repayment of loans and interest received thereon; (2) any moneys available from other funds of the State not otherwise obligated; and (3) the proceeds of any tax, other than ad valorem, which may be imposed for such purpose in the event funds available for use and pledge under (1) and (2) should be insufficient. The legislature shall enact appropriate and needful legislation pertaining to procedure, terms and necessary covenants for issuance of the bonds herein authorized and establishing such safeguards and regulations governing the lending of such funds as in its wisdom may be necessary to the vitalization of this section, and helpful in carrying out the purpose and intent hereof; to aid and assist with Oklahoma's industrial development. Provided further, that after three years from date of enactment of this Act, the Oklahoma Legislature may enact legislation raising the amount not to exceed Twenty Million

Dollars (\$20,000,000.00) as provided in this Act.

SECTION 2. The ballot title for said Constitutional 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, establishing a plan of state financial assistance to Oklahoma communities to facilitate Oklahoma's industrial development, by adding to Article X a new section to be known as Section 34, providing for the creation of a State Industrial Finance Authority and authorizing said Authority to issue full faith and credit Industrial Finance Bonds of the State of Oklahoma, maturing within thirty (30) years from their date, in amounts not to exceed in the aggregate Ten Million Dollars (\$10,000,000.00) outstanding at any one time, the proceeds thereof to be placed in a State Industrial Development Revolving Loan Fund, to be loaned by said Authority to incorporated local industrial development agencies in Oklahoma communities, in amounts not to exceed twenty-five percent (25%) of the total cost or value of such industrial properties, to be secured either by first or second mortgage thereon, pledging the net proceeds from repayment of such industrial loans and interest thereon, together with other state revenues, to the payment of principal and interest of the bonds, provided further, that after three years from date of enactment of this Act the Oklahoma Legislature may raise the amount not to exceed Twenty Million Dollars (\$20,000,000.00) as provided in this Act, and requiring the Legislature to enact appropriate legislation vitalizing this section and safeguarding the lending of such funds,

Be approved by the people?

SHALL THE PROPOSED AMENDMENT BE ADOPTED?

YES

NO

SECTION 3. The Speaker of the House shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held on the day of the second primary election in July, 1960, or on any prior date on which any constitutional amendment is submitted for a vote of the people other than the date of the first primary election in July 1960, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Cartwright (Bryan), Cobb, Collins, Hall, Herndon, McSpadden, Mahan, Pitcher.—9.

Not Voting: Cartwright (Seminole), Cowden, Fine, Harris, Stipe.—5.

The resolution was declared passed.

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

The question being, "Shall **HJR 513**, by Camp, Lollar, Skeith, Shibley, Stewart, Van Hooser, Dolezal, Larson, Meacham, Gotcher, Howard, McCarty, Garrison, Tinker, Skaggs, Ste-

vens, Davis, Bower, Foster, Cartwright, Graves, Nance, Cox, Arrington, Morrow, Andrews, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bradley (Tulsa) Clark, Cook, Cooksey, Craig, Daniel, Etling, Ford, Forsythe, Goodfellow, Green, Hopkins, Howe, Johnston, Jones, McCune, McGahey, Moad, Mountford, Nichols, Patterson, Priebe, Reneau, Richardson, Richeson, Roberts, Sare, Shipley, Sparger, Sparks, Spraker, Vandiver and Watkins of the House, and Walker, Payne, Hamilton, Kerr, Pazoureck, Ritzhaupt, Grantham, Land and Garvin of the Senate, entitled:

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A PROPOSED AMENDMENT TO THE OKLAHOMA CONSTITUTION, THE SAME TO BE ADDED TO ARTICLE X, AND IDENTIFIED AS SECTION NO. 34, RELATING TO ESTABLISHMENT OF A PLAN OF STATE FINANCIAL ASSISTANCE TO OKLAHOMA COMMUNITIES TO FACILITATE OKLAHOMA'S INDUSTRIAL DEVELOPMENT; AUTHORIZING THE LEGISLATURE TO ENACT LEGISLATION CREATING A STATE INDUSTRIAL FINANCE AUTHORITY CONSISTING OF THE STATE TREASURER (WHO SHALL BE AN EX-OFFICIO, NON-VOTING MEMBER) AND SEVEN MEMBERS, AND PROVIDING FOR THEIR APPOINTMENT BY GEOGRAPHICAL AREAS, FIXING THEIR TERMS OF OFFICE, QUALIFICATIONS, POWERS AND DUTIES; AUTHORIZING SAID AUTHORITY TO ISSUE AND SELL FULL FAITH AND CREDIT BONDS OF THE STATE OF OKLAHOMA IN AMOUNTS NOT TO EXCEED, IN THE AGGREGATE, TEN MILLION DOLLARS (\$10,000,000.00) OUTSTANDING AT ANY ONE TIME, WHICH BONDS SHALL BE PAYABLE WITHIN THIRTY (30) YEARS FROM

THEIR DATE; PROVIDING FOR THE PAYMENT OF SUCH BONDS AND THE INTEREST THEREON; PROVIDING THAT THE PROCEEDS FROM THE SALE THEREOF SHALL BE PLACED IN A STATE INDUSTRIAL DEVELOPMENT REVOLVING LOAN FUND AND LOANED ONLY TO INCORPORATED INDUSTRIAL DEVELOPMENT AGENCIES IN OKLAHOMA COMMUNITIES TO ASSIST IN THE FINANCING OF INDUSTRIAL BUILDINGS AND FACILITIES FOR SALE OR LEASE TO APPROVED RESPONSIBLE INDUSTRIAL FIRMS; PROVIDING THAT SUCH LOANS SHALL NOT EXCEED TWENTY-FIVE PER CENT (25%) OF THE COST OR VALUE OF SUCH PROPERTIES AND SHALL BE SECURED EITHER BY FIRST OR SECOND MORTGAGE THEREON; REQUIRING THE LEGISLATURE TO ENACT APPROPRIATE LEGISLATION PERTAINING TO THE ISSUANCE OF SUCH BONDS AND ESTABLISHING SAFEGUARDS AND REGULATIONS GOVERNING THE LENDING OF SUCH FUNDS NECESSARY TO VITALIZATION OF THIS SECTION AND EFFECTUATING ITS PURPOSE OF ACCELERATING OKLAHOMA'S INDUSTRIAL DEVELOPMENT; PRESCRIBING THE BALLOT TITLE; PROVIDING FOR NOTIFICATION OF THE PROPER STATE OFFICIALS; AND ORDERING A SPECIAL ELECTION THEREON; THE OKLAHOMA LEGISLATURE IS AUTHORIZED THREE YEARS AFTER THE ENACTMENT OF THIS ACT TO RAISE THE AMOUNT OF FUNDS NOT TO EXCEED TWENTY MILLION DOLLARS (\$20,000,000.00), be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held on the day of the second primary election, in July, 1960, or on any prior date on which any constitutional amendment is submitted for a vote of the people other than the date of the first primary

election in July, 1960, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized to be held on the day of the second primary election in July, 1960, or on any prior date on which any constitutional amendment is submitted for a vote of the people other than the date of the first primary election in July, 1960, as provided in Section 1. of Article 24 of the Constitution of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Herndon, Kerr, King, Land, McClendon, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Cartwright (Bryan), Cobb, Collins, Hall, McSpadden, Mahan, Pitcher.—8.

Not Voting: Cartwright (Seminole), Fine, Harris, Hope, McColgin, Stipe.—6.

The President Pro Tempore, 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 513, as amended, was ordered referred for engrossment.

GENERAL ORDER

SB 259, by Shoemaker of the Senate and Cole of the House, was read and considered.

Senator Shoemaker moved to amend **SB 259**, line 24, page 1, by adding a new section to be known as Section 3, as follows: "SECTION 3. The requirements of this Act shall apply to all service stations erected after the adoption of this Act, but shall not apply to service stations existing as of that date except in those instances where such service stations constitute a hazard to

life or property," and renumbering all succeeding sections, which amendment was declared adopted.

Upon motion of Senator Shoemake, **SB 259**, as amended, was advanced to engrossment.

Senator Shoemake asked unanimous consent that the rules of the Senate be suspended, and that **SB 259**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

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:

Aye: Allen, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—28.

Nay: Bailey, Field, McClendon.—3.

Excused: Baldwin, Cartwright (Bryan), Cobb, Collins, Hall, McSpadden, Mahan, Pitcher.—8.

Not Voting: Cartwright (Seminole), Harris, McColgin, Morford, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: McClendon.—1.

Excused: Baldwin, Cartwright (Bryan), Cobb, Collins, Hall, McSpadden, Mahan, Pitcher.—8.

Not Voting: Cartwright (Seminole), Harris, McColgin, Morford, Stipe.—5.

The emergency was declared passed.

SB 259, as amended, was referred for engrossment.

Senators Baldwin and Cartwright (Bryan), asked to be recorded present, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring on the Miskovsky motion to reconsider the vote by which **SB 153**, as amended, was passed, it was declared failed of adoption upon a roll call as follows:

Aye: Boecher, Carrier, Field, Fine, McClendon, Miskovsky, Ritzhaupt, Tipps, Wilson (Greer).—9.

Nay: Allen, Bailey, Baldwin, Berrong, Breeden, Cowden, Dacus, Easterly, Garvin, Grantham, Hamilton, Herndon, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham).—24.

Excused: Cobb, Collins, Hall, McSpadden, Mahan, Pitcher.—6.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Harris, Hope, Stipe.—5.

Enrolled **SB 153**, having previously been signed, after fourth reading, was ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Wilson (Beckham), asked that Senators Payne, Berrong and Allen be shown excused until such time as they return to the Chamber, which was the order.

GENERAL ORDER

SB 357, by Land, was read and considered.

Upon motion of Senator Land, **SB 357** was advanced to engrossment.

Senator Miskovsky asked to be made a co-author of **SB 357**, which was the order.

Senator Land asked unanimous consent that the rules of the Senate be suspended, and that **SB 357** be considered engrossed and placed upon third

reading and final passage, which was the order.

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

THIRD READING

SB 357 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Herndon, Kerr, King, Land, Miskovsky, Morford, Pazoureck, Sandlin, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Hamilton, McClendon, McColgin, Shoemake.—4.

Excused: Allen, Berrong, Cobb, Collins, McSpadden, Mahan, Payne, Pitcher.—8.

Not Voting: Cartwright (Seminole), Cowden, Harris, Hope, Ritzhaupt, Stipe, Trent.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Easterly, Field, Fine, Garvin, Grantham, Hall, Herndon, Kerr, Land, Miskovsky, Morford, Pazoureck, Sandlin, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—23.

Nay: Dacus, Hamilton, King, McClendon, McColgin, Shoemake.—6.

Excused: Allen, Berrong, Cobb, Collins, McSpadden, Mahan, Payne, Pitcher.—8.

Not Voting: Cartwright (Seminole), Cowden, Harris, Hope, Ritzhaupt, Stipe, Trent.—7.

The emergency was declared failed of passage.

SB 357 was referred for engrossment.

GENERAL ORDER

SB 351, by Baldwin, Trent, McClendon, Fine, Cowden, Ritzhaupt, Sandlin, Dacus, Berrong, Morford, Bailey, Breeden, Cartwright (Seminole), Tipps, Kerr, Field, King, McColgin, Cartwright (Bryan), Hamilton, Hall, Hope and Boecher, was read and considered.

Senator Baldwin asked unanimous consent, which was granted, that the emergency clause to **SB 351** be ordered stricken, which was the order.

Upon motion of Senator Baldwin, **SB 351** was advanced to engrossment.

Senator Baldwin asked unanimous consent that the rules of the Senate be suspended, and that **SB 351** be considered engrossed and placed upon third reading and final passage.

Senator Boecher asked that Senator Miskovsky be shown excused until such time as he returns to the Chamber, which was the order.

Senator Grantham asked that Senator Harris be shown excused until such time as he returns to the Chamber, which was the order.

Senator Hall asked that Senator Stipe be shown excused until such time as he returns to the Chamber, which was the order.

THIRD READING

SB 351 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, McClendon, McColgin, Morford, Pazoureck, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham).—26.

Nay: Tipps, Wilson (Greer).—2.

Excused: Allen, Berrong, Cobb, Collins, Harris, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Stipe.—11.

Not Voting: Cartwright (Seminole), Cowden, Fine, Land, Ritzhaupt.—5.

The bill was declared passed.

SB 351, as amended, was referred for engrossment.

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

GENERAL ORDER

HB 785, by Bond (Stephens), was read and considered.

Senator Wilson (Beckham) moved to amend **HB 785**, page 1, lines 2 and 3 of the Title, by striking after the comma following the figure, "50," on line 2, and before the word, "TITLE," on Line 3, the following: "SUB-SECTION C," and, on numbered lines 1 and 2 of the bill, by striking after the comma following the figure, "50," on line 1 and before the word, "Title," on line 2, the words: "Sub-Section C,"; and on line 5 of the bill, by striking the words, "Section 5001, Sub-Section," and inserting the following: "Section 5001. Qualifications of title insurers. A. Any foreign or domestic stock insurer authorized by its corporate charter to engage in business as a title insurer shall be entitled to the issuance of a certificate of authority as a title insurer in this state upon meeting the applicable requirements of article 6 (Authorization of Insurers and General Requirements), together with the following additional requirements: 1. The insurer shall have and maintain paid-in capital of not less than One Hundred Thousand Dollars (\$100,000.00), and shall, when first so authorized in Oklahoma, have surplus of not less than Fifty Thousand Dollars (\$50,000.00). B. A person engaged in the business of preparing or issuing abstracts of, but not guaranteeing or insuring, title to property, or a person acting only as agent for a title insurer, shall not be deemed to be a title insurer," which amendment was declared adopted.

Senator Field moved to amend **HB 785**, line 14, page 2, by inserting after the words, "SECTION 2" (renumber remaining sections accordingly) and before the word, "The," the following language: "Section 627, Article 6, Title 36, page 238, Oklahoma Session Laws 1957 (36 O. S. Supp. 1957, § 627) is hereby amended to read as follows: Section 627. A. No authorized insurer shall issue a policy covering a subject of insurance resident, located, or to be performed in Oklahoma unless the policy, or countersignature endorsement attached thereto is countersigned by its licensed agent, resident in Oklahoma. The licensed service representative, resident in Oklahoma, may countersign such policy or endorsement for and on behalf of the licensed agent upon request of the agent.

B. Subsection A shall not apply to:

1. Reinsurance, or to life, accident and health, or title insurance, or *bonds guaranteeing bids on public or private contracts.*

2. Insurance of the rolling stock, vessels or aircraft of any common carrier in interstate or foreign commerce, or of any vehicle principally garaged and used in another state, or covering any liability or other risks incident to the ownership, maintenance or operation thereof.

3. Insurance of property in course of transportation interstate or in foreign trade, or any liability or risk incident thereto.

4. Insurance of ocean marine risks.

5. With respect to countersignature, to policies issued by reciprocal insurers as defined in Article 29.

C. Violation of this section shall not invalidate the policy. "and by renumbering the present SECTIONS 2 and 3 and designating the same "SECTIONS 3 and 4," and by amending the title of said bill to conform with this amend-

ment by inserting the following language after the word, "sources"; in said title: "AMENDING SECTION 627, ARTICLE 6, TITLE 36, PAGE 238, OKLAHOMA SESSION LAWS 1957 (36 O.S. SUPP. 1957, § 627) PERTAINING TO REQUIREMENTS CONCERNING RESIDENT INSURANCE AGENTS' SIGNATURES, BY INCLUDING CERTAIN BONDS AMONG EXCEPTIONS FROM SAID REQUIREMENTS," which amendment was declared adopted.

Senator Wilson (Beckham) asked unanimous consent that the title to **HB 785** be amended to conform with the body of the bill, which was the order.

Upon motion of Senator Wilson (Beckham), **HB 785**, as amended, was advanced to engrossment.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended, and **HB 785**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 785 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Berrong, Collins, Harris, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Stipe.—10.

Not Voting: Cartwright (Seminole), Cowden, McClendon, Shoemake.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan),

Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Allen, Berrong, Collins, Harris, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Stipe.—10.

Not Voting: Cartwright (Seminole), Cowden, McClendon, Shoemake.—4.

The emergency was declared passed.

HB 785, as amended, was referred for engrossment.

Senators Collins and Harris asked to be recorded present, which was the order.

GENERAL ORDER

HJR 542, by Cartwright and Belvin, was read and considered.

Senator Cartwright (Bryan) asked to be made a co-author of **HJR 542**, which was the order.

Upon motion of Senator Cartwright (Bryan) **HJR 542** was advanced to engrossment.

Senator Cartwright (Bryan) asked unanimous consent that the rules be suspended, and that **HJR 542** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 542 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Berrong, McSpadden,

Mahan, Miskovsky, Payne, Pitcher, Stipe.—8.

Not Voting: Cartwright (Seminole), Cowden, Hall.—3.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Not Voting: Cartwright (Seminole), Cowden, Hall.—3.

Excused: Allen, Berrong, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Stipe.—8.

The emergency was declared passed.

HJR 542 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 807, by Bond (Stephens) was read and considered.

Upon motion of Senator Morford, **HB 807** was advanced to engrossment.

Senator Morford asked unanimous consent that the rules of the Senate be suspended, and that **HB 807** be considered engrossed and placed upon third reading and final passage, which was the order.

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

THIRD READING

HB 807 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall,

Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Baldwin, Dacus, Hamilton.—3.

Excused: Allen, Berrong, McSpadden, Mahan, Miskovsky, Pitcher, Stipe.—7.

Not Voting: Cartwright (Seminole), McClendon, Trent.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Baldwin, Dacus, Hamilton.—3.

Excused: Allen, Berrong, McSpadden, Mahan, Miskovsky, Pitcher, Stipe.—7.

Not Voting: Cartwright (Seminole), McClendon, Trent.—3.

The emergency was declared passed.

HB 807 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 924, by Howard, et al, was read and considered.

Upon motion of Senator Land, **HB 924** was advanced to engrossment.

Senator Land asked unanimous consent that the rules of the Senate be suspended, and that **HB 924** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 924 was read for the third time at length.

On question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Berrong, McSpadden, Mahan, Miskovsky, Pitcher, Stipe.—7.

Not Voting: Bailey, Cartwright (Bryan), Collins, Morford, Trent.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Allen, Berrong, McSpadden, Mahan, Miskovsky, Pitcher, Stipe.—7.

Not Voting: Bailey, Cartwright (Bryan), Collins, Morford, Trent.—5.

The emergency was declared passed.

HB 924 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

SJR 37, by Cobb, McSpadden, Grantham, Herndon and Easterly of the Senate and Bond, et al of the House, was read and considered.

Senators Allen and Berrong asked to be recorded present, which was the order.

Senators Pazoureck, Cowden, Boecher, Tipps, Kerr, Cartwright (Bryan), McColgin, Cartwright (Seminole), Breeden, Carrier, Walker, Dacus, Bailey, Ritzhaupt and Morford asked to be made co-authors of **SJR 37**, which was the order.

Upon motion of Senator Cobb, **SJR 37** was advanced to engrossment.

Senator Cobb asked unanimous consent that the rules of the Senate be suspended, and that **SJR 37** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SJR 37 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Baldwin.—1.

Excused: McSpadden, Mahan, Miskovsky, Pitcher, Stipe.—5.

Not Voting: Cartwright (Seminole), Field, Harris, McClendon.—4.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Baldwin.—1.

Excused: McSpadden, Mahan, Miskovsky, Pitcher, Stipe.—5.

Not Voting: Cartwright (Seminole), Field, McClendon.—3.

The emergency was declared passed.

SJR 37 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Grantham motion to reconsider the vote by which **HB 653** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cowden, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, Morford, Payne, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Greer).—23.

Nay: Baldwin, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Easterly, Hamilton, Kerr, McClendon, McColgin, Pazoureck, Wilson (Beckham).—12.

Excused: McSpadden, Mahan, Mis-kovsky, Pitcher, Stipe.—5.

Not Voting: Dacus, Field, Fine, Shoemake.—4.

Senator Grantham moved to reconsider the vote by which **HB 653** was considered engrossed and placed upon third reading and final passage, which motion prevailed.

Senator Grantham moved to reconsider the vote by which **HB 653** was advanced to engrossment, which motion prevailed.

GENERAL ORDER

Senator Bailey moved to amend **HB 653**, line 12, page 9, by adding after the word, "record," and before the word, "The," the following language: "It is further provided that an action must be brought within one year from the date of the filing of a claim referred to herein, to perfect said claim, or the same shall be forever barred, "which amendment was declared adopted.

Upon motion of Senator Grantham, **HB 653**, as amended, was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended, and **HB 653**, as amended, was considered

engrossed and placed upon third reading and final passage.

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

THIRD READING

HB 653 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Easterly, Field, Garvin, Grantham, Hall, Harris, Herndon, Kerr, King, Land, Morford, Payne, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Greer).—25.

Nay: Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Dacus, Fine, Hamilton, McClendon, McColgin, Pazoureck, Shoemake, Stipe, Tipps, Wilson (Beckham).—14.

Excused: McSpadden, Mahan, Mis-kovsky, Pitcher.—4.

Not Voting: Hope.—1.

The bill was declared passed.

HB 653, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Hamilton moved to reconsider the vote by which **HB 653** was passed.

PENDING CONSIDERATION OF HAS

Senator Trent moved that the Senate concur in **HAs** to **SB 312**, which motion prevailed.

SB 312, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, Mc-

Clendon, McColgin, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Morford, Sandlin.—2.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Bailey, Herndon.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Morford, Sandlin.—2.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Bailey, Herndon.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 862, by Levergood of the House and Hope of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 862** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HB 862** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 862 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Cobb, Collins, Fine, Harris, Sandlin, Trent.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Cobb, Collins, Fine, Harris, Sandlin, Trent.—6.

The emergency was declared passed.

HB 862 was referred for engrossment.

GENERAL ORDER

HB 692, by Committees on Higher Education of the House and Senate, was read and considered.

Upon motion of Senator Hope, the title to **HB 692** was ordered stricken.

Upon motion of Senator Hope, **HB 692**, as amended, was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be

suspended and that **HB 692**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 692 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, McClendon, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Fine, Kerr, Land, Sandlin, Trent.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, McClendon, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Fine, Kerr, Land, Sandlin, Trent.—5.

The emergency was declared passed.

HB 692, as amended, was referred for engrossment.

GENERAL ORDER

HB 938, by Wilkerson, et al, was read and considered.

Senator Hamilton asked to be made co-author of **HB 938**, which was the order.

Upon motion of Senator Hope, **HB 938** was advanced to engrossment.

Upon motion of Senator Hope, the rules of the Senate were suspended, and **HB 938** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 938 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Cartwright (Seminole), Kerr, Ritzhaupt.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Cartwright (Seminole), Kerr, Ritzhaupt.—3.

The emergency was declared passed.

HB 938 was referred for engrossment.

GENERAL ORDER

HB 556, by Cox, et al, was read and considered.

Upon motion of Senator Hope, **HB 556** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HB 556** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 556 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Not Voting: Cartwright (Seminole), Kerr, McClendon.—3.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Not Voting: Cartwright (Seminole), Kerr, McClendon.—3.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

The emergency was declared passed.

HB 556 was referred for engrossment.

GENERAL ORDER

HB 581, by Ruby and Davis of the House and Hope and Bailey of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 581** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HB 581** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 581 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Morford, Payne, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Cartwright (Seminole), Kerr, Pazoureck.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Morford, Payne, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: McSpadden, Mahan, Miskovsky, Pitcher.—4.

Not Voting: Cartwright (Seminole), Kerr, Pazoureck.—3.

The emergency was declared passed.

HB 581 was referred for engrossment.

Senator Shoemake asked that he and Senator Boecher be shown excused until such time as they might return to the Chamber, which was the order.

GENERAL ORDER

HB 583, by Goodfellow, et al of the House and Baldwin of the Senate, was read and considered.

Upon motion of Senator Hope, **HB 583** was advanced to engrossment.

Senator Hope asked unanimous consent that the rules of the Senate be suspended, and that **HB 583** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 583 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Garvin, Grantham, Hamilton, Hope, King, McClen-don, Ritzhaupt, Trent, Walker, Wilson (Greer).—20.

Nay: Field, Harris, Kerr, Land, Mc-Colgin, Payne, Pazoureck, Sandlin, Stipe, Wilson (Beckham).—10.

Excused: Boecher, McSpadden, Mahan, Miskovsky, Pitcher, Shoemake.—6.

Not Voting: Carrier, Cartwright (Seminole), Collins, Fine, Hall, Hern-don, Morford, Tipps.—8.

The bill was declared failed of pas-sage.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Allen moved to reconsider the vote by which **HB 583** failed of passage.

RESOLUTIONS

By unanimous consent, **SCR 29** was introduced by Senator Collins, following which Senators Dacus, Baldwin, Field, Hamilton, Cartwright (Bryan), Sandlin, Kerr, Land, Cobb, Ritzhaupt, Trent, Cowden, Grantham, Garvin, Berrong, Al-len, Breeden and Wilson (Greer) asked to be made co-authors, which was the order.

SCR 29, as co-authored, was read at length as follows, adopted upon motion of Senator Collins and referred for en-grossment:

SENATE CONCURRENT RESOLU-TION NO. 29—By Collins, Bailey, Wal-ker, Dacus, Baldwin, Field, Hamilton, Cartwright (Bryan), Sandlin, Kerr, Land, Cobb, Ritzhaupt, Trent, Cowden, Grantham, Garvin, Berrong, Allen, Breeden and Wilson (Greer) of the Sen-ate and Arrington and Sparks of the House.

A CONCURRENT RESOLUTION RECOGNIZING THE OUTSTANDING RECORD AND ACCOMPLISHMENT OF THE 1959 OKLAHOMA STATE UNIVERSITY BASEBALL TEAM; PRAISING COACH TOBY GREENE; EXPRESSING APPRECIATION AND ADMIRATION FOR TEAM WINNING COLLEGE "WORLD SERIES;" DI-RECTING JOURNAL ENTRIES; AND ORDERING DISTRIBUTION OF THIS RESOLUTION.

WHEREAS, The 1959 Oklahoma State University baseball team, coached by Toby Greene, won the College "World Series" at Omaha, Nebraska, Thursday night, June 18, 1959; and

WHEREAS, The team closed out the current season with a 27-5 record; and

WHEREAS, Jim Dobson, thirdbase-man from Oklahoma City Capitol Hill, was acclaimed the outstanding player of the thirteenth World Series of college baseball; and

WHEREAS, The Cowboys landed four places on the all-tournament team in the persons of Jim Dobson, third-

baseman, Connie McIlvoy, leftfielder; Bruce Andrew, secondbaseman, and Joel Horlen, pitcher; and

WHEREAS, The entire team of Cowboys have brought honor and prestige to the Sooner State.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. THAT, The 1959 College World Series Champions from Oklahoma State University, Stillwater, Oklahoma, and Coach Toby Greene be and are hereby congratulated for their remarkable achievements in the field of collegiate baseball. For the team feat, the entire membership of the Twenty-seventh Oklahoma Legislature expresses collective gratification.

SECTION 2. THAT, Copies of this Resolution be presented to President Oliver S. Willham, Coach Toby Greene, and to each and every member of the championship team.

By unanimous consent, **SCR 30** was introduced by Senator Breeden, read at length as follows, adopted upon his motion and referred for engrossment:

SENATE CONCURRENT RESOLUTION NO. 30—By Breeden, of the Senate and Dolezal, of the House.

A RESOLUTION EXPRESSING APPRECIATION TO THE MALZAHN FAMILY OF PERRY FOR THEIR FAITH IN THE GROWTH OF THEIR CITY AND THE STATE OF OKLAHOMA.

WHEREAS, progressive spirit and community pride are a distinguishing feature of the City of Perry; and

WHEREAS, the recent expansion of the Charles Machine Works, Inc. into a position of industrial leadership in Noble County means continued growth for this Northern Oklahoma City and continued community development; and

WHEREAS, the products of the expanded plant readily find markets in world trade and focus the attention of the world on the City of Perry and the State of Oklahoma; and

WHEREAS, the Malzahn Family is the prime mover behind the expansion of industry in this Northern Oklahoma city, which expansion means more employment, larger payrolls and continued growth of a progressive community; and

WHEREAS, faith in the growth of ones State and pride in ones community deserve recognition by the Official Legislative Bodies of this State now duly assembled.

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

SECTION 1. That an expression of appreciation and thanks be and is hereby extended to the members of the Malzahn family of Perry, Oklahoma, for their faith in the growth and expansion of their City and State.

SECTION 2. BE IT FURTHER RESOLVED that duly authenticated copies of this Resolution be forwarded to Mr. Ed Malzahn, President of the Charles Machine Works, Inc. and the Honorable Harold Scovill, Mayor of the City of Perry.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 153**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

GENERAL ORDER

HB 641, by Shibley et al of the House and Wilson (Greer) and Miskovsky of the Senate. was read and considered.

Senator Wilson (Beckham) moved to amend **HB 641**, line 2, page 5, by striking after the word "the" the following: "15th day" and all of lines 3 and 4 and substituting the following: "1st day of July or after the 4th day of July in" which amendment by unanimous consent he withdrew.

Senator Wilson (Beckham) moved to amend **HB 641**, line 2, page 5, by striking the sub-section after the word "the" and substituting the following: "1st day of July through and on the 4th day of July and on the 23rd day of December through and on January 1st in each year."

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

Senator Baldwin presiding.

Senator Harris moved to table the Wilson (Beckham) amendment, which motion failed of adoption.

The vote occurring on the Wilson (Beckham) amendment, it was declared failed of adoption.

Senator Wilson (Greer) moved to amend **HB 641**, line 5, page 6 and line 1, page 15, by changing the date from April 1st, 1960 to April 1st, 1961, which amendment was declared adopted.

Upon motion of Senator Wilson (Greer), **HB 641**, as amended, was advanced to engrossment.

Upon motion of Senator Wilson (Greer), the rules of the Senate were suspended and **HB 641**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 641 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Collins, Cowden, Dacus, Easterly, Field, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, Mc-

Colgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Cartwright (Bryan), Fine, McClendon.—3.

Not Voting: Cartwright (Seminole), Cobb, Garvin, Herndon, Hope, Payne.—6.

Excused: Boecher, McSpadden, Mahan, Pitcher, Shoemake.—5.

The bill was declared passed.

HB 641, as amended, was referred for engrossment.

GENERAL ORDER

Senator Fine asked unanimous consent, to which Senator Breeden objected, that **HB 903** be withdrawn from the Calendar and referred to the Committee on Senate and Legislative Affairs.

Senator Fine moved that **HB 903** be withdrawn from the Calendar and referred to the Committee on Senate and Legislative Affairs, which motion was declared adopted.

MOTIONS TO RECONSIDER VOTES

Senator Collins asked unanimous consent, which was granted, that consideration of his motion to reconsider the vote by which **HB 610** failed of passage be extended one legislative day.

Senator Hamilton asked unanimous consent, to which Senator Berrong objected, that consideration of his motion to reconsider the vote by which **HB 620** was passed be extended until the next legislative day.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 825**, as amended.

GENERAL ORDER

SB 344, by Miskovsky, was read and considered.

Upon motion of Senator Miskovsky, **SB 344** was advanced to engrossment.

Upon motion of Senator Miskovsky, the rules of the Senate were suspended and **SB 344** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 344 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Boecher, McSpadden, Mahan, Pitcher, Shoemake.—5.

Not Voting: Bailey, Cartwright (Seminoles), Cobb, Herndon, Kerr, Stipe.—6.
The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Boecher, McSpadden, Mahan, Pitcher, Shoemake.—5.

Not Voting: Bailey, Cartwright (Seminoles), Cobb, Herndon, Kerr, Stipe.—6.

The emergency was declared passed.

SB 344 was referred for engrossment.

Senator Miskovsky asked unanimous consent, which was granted, that not less than one thousand (1000) copies of Enrolled **HB 825** be ordered printed.

Senator Cowden asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Boecher asked to be shown present, which was the order.

GENERAL ORDER

HB 845, by Fuller of the House and Berrong of the Senate, was read and considered.

Upon motion of Senator Berrong, **HB 845** was advanced to engrossment.

Upon motion of Senator Berrong, the rules of the Senate were suspended and **HB 845** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 845 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, King, Land, Morford, Payne, Pazoureck, Ritzhaupt, Walker, Wilson (Beckham), Wilson (Greer).—23.

Nay: Breeden, Cobb, Grantham, Kerr, McClendon, McColgin.—6.

Excused: Cowden, McSpadden, Mahan, Pitcher, Shoemake.—5.

Not Voting: Bailey, Cartwright (Seminoles), Collins, Herndon, Hope, Miskovsky, Sandlin, Stipe, Tipps, Trent.—10.

The bill was declared passed.

Senator Berrong asked unanimous consent, which was granted, that further consideration of **HB 845**, as relates to the emergency section, be deferred for this legislative day.

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

MOTION TO RECONSIDER VOTE

Senator Hamilton asked unanimous

consent, to which Senator Berrong objected, that consideration of his motion to reconsider the vote by which **HB 620** was passed be extended one day.

Senator Hamilton moved that consideration of his motion to reconsider the vote by which **HB 620** was passed be deferred for one day.

Senator Berrong moved to table the Hamilton motion, which motion by unanimous consent he withdrew.

Senator Berrong, as a substitute, moved that consideration of the Hamilton motion to reconsider the vote by which **HB 620** was passed be set for Special Order at 2:30 p. m., tomorrow, which motion prevailed.

President Pro Tempore Garvin presiding.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 825**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

President Pro Tempore Garvin announced matters were on the President's desk for the consideration of the Senate, in executive session.

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

*

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

The Senate, in executive session and upon motion of Senator Land, advised and consented to the executive nomination of **MARVIN MILLARD**, of Tulsa, as a member of the Oklahoma Turnpike Authority, for a term effective from confirmation and ending July 1, 1965.

The Senate, in executive session and upon motion of Senator Harris, advised

and consented to the confirmation of the executive nomination of **NED SHEPLER**, of Lawton, as a member of the Oklahoma Turnpike Authority, for a term effective upon confirmation and ending July 1, 1966.

The Senate, in executive session and upon motion of Senator Allen, advised and consented to the confirmation of the executive nomination of **A. C. LINK**, of Chickasha, as a member of the Oklahoma Alcoholic Beverage Control Board, for a term effective upon confirmation and ending two years from the date of confirmation.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of **ANCEL EARP**, of Oklahoma City, as a member of the Oklahoma Alcoholic Beverage Control Board, for a term effective upon confirmation and ending six years from date of confirmation.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of **GEORGE D. KEY**, of Oklahoma City, as the Democratic Member of the State Election Board, for a term effective upon confirmation and ending April 5, 1961.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of **MAJOR GENERAL ROY KENNY**, of Oklahoma City, as Adjutant General for the State of Oklahoma, for a term effective upon confirmation and ending at the pleasure of the Governor.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 538, SCR 27 and 28 each correctly engrossed.

SRs 52, 53 and **SB 167** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HJR 538**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCRs 27** and **28** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs 52** and **53** were each properly signed and ordered transmitted to the Secretary of State.

Enrolled **SB 167**, after fourth 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 Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 359—Roads and Highways.

HB 752—Roads and Highways.

DO PASS, as amended:

HB 794—Economic and Industrial Development.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 894**, **HJR**s 530 and 531.

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 556**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the 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 20**.

The above numbered bill as amended in Conference was referred for enrollment.

As provided under the Payne motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 1:30 p.m., tomorrow.

Ninety-seventh Legislative Day

Tuesday, June 23, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazour-
eck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: McSpadden.—1.

The President Pro Tempore declared a quorum present.

Prayer was offered by Mr. George O'Neal, Senate Calendar Clerk.

Senator Hamilton asked unanimous consent that Peggy Bobo of Houston, Texas, granddaughter of the late Senator L. P. Bobo, of Wilburton, who was a member of the Ninth and Tenth sessions, be made an Honorary Journal Clerk for this legislative day, which was the order.

Senator Payne asked unanimous consent that twelve year old Don Peck of Oklahoma City be made an Honorary Page for this legislative day, which was the order.

Senator Field asked unanimous consent that Georganna Foster of Guymon be made an Honorary Journal Clerk, and Allan Foster and John Garrett of Guymon be made Honorary Pages for

this legislative day, which was the order.

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:

SJR 35—Judiciary.

SB 358—Insurance.

HB 849—Revenue and Taxation—Co-authored by Walker.

HB 870—Revenue and Taxation.

HB 873—Revenue and Taxation.

HB 878—Judiciary.

HB 936—Revenue and Taxation.

DO PASS, as amended:

SB 343—Judiciary.

SB 353—Judiciary.

HB 850—Judiciary.

HB 899—Judiciary.

SECOND READING

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

HB 650—Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 513, **HBs 556, 581, 641, 692, 785, 862, 938** and **SCRs 29 and 30**, and **SJR 37** and **SBs 259, 344, 351 and 357** each correctly engrossed.

SBs 20, 160 and 312 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HJR 513, HBs 556, 581, 641, 692, 785, 862 and 938**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SCRs 29 and 30** and Engrossed **SJR 37** and Engrossed **SBs 259, 344, 351 and 357** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 20, 160 and 312**, after fourth reading, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Shoemake asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HB 503, by Sparger, et al, was read and considered.

Senator Miskovsky moved to amend **HB 503**, line 7, page 2, by striking after the word, "Governor," the figure, "\$25,000.00," and inserting the figure, "\$15,000.00," which amendment was tabled upon motion of Senator Cowden.

Senator Fine moved to amend **HB 503**, line 13, page 2, by striking after the word, "Instruction," the figure, "\$13,500.00," and inserting the figure, "\$15,000.00."

Senators Mahan, Walker, Dacus, Wilson (Greer), Cobb, Boecher and Miskovsky asked to be made co-authors of the Fine amendment, which was the order.

The vote occurring on the Fine-Mahan - Walker - Dacus - Wilson (Greer) - Cobb-Boecher-Miskovsky amendment, it was declared adopted.

Senators Bailey and Stipe moved to amend **HB 503**, line 8, page 2, by striking the figure, "\$7,200.00," and inserting the figure, "\$12,500.00."

Senators Mahan and Walker asked to be made co-authors of the Bailey-Stipe amendment, which was the order.

Senators Miskovsky and Stipe, as a substitute, moved to amend the Bailey-Stipe - Mahan - Walker amendment by changing the figure, "\$12,500.00," to "\$15,000.00," which amendment was tabled upon motion of Senator Fine.

Senator King moved to table the Bailey-Stipe et al amendment, which motion prevailed.

Upon motion of Senator Cowden, **HB 503**, as amended, was advanced to engrossment.

Senator Cowden asked unanimous consent that the rules of the Senate be suspended, and that **HB 503**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 503 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, King, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Walker, Wilson (Beckham).—25.

Nay: Allen, Baldwin, Berrong, Cobb, Field, Kerr, McColgin, Ritzhaupt, Tipps, Trent, Wilson (Greer).—11.

Excused: McSpadden, Shoemake.—2.

Not Voting: Cartwright (Bryan), Cartwright (Seminole), Collins, Harris, Land, Stipe.—6.

The bill was declared passed.

HB 503, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Dacus asked unanimous consent to withdraw his motion to recon-

sider the vote by which **SB 354** was passed, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 354 correctly engrossed.

Engrossed **SB 354** was properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 20** and **167**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 28**—Co-authored by:

Allard, Andrews, Arrington, Avey, Baggett, Belvin, Bond (Marshall), Bond (Stephens), Bouse, Bower, Bradley (Jefferson), Bradley (Tulsa), Briscoe, Buckler, Bullard, Burnham, Camp, Cartwright, Clark, Cole, Converse, Cook, Cooksey, Cox, Craig, Daniel, Daugherty, Davis, Dolezal, Dyer, Etling, Finch, Fogarty, Ford, Forsythe, Foster, Fuller, Garrison, Goodfellow, Gotcher, Graves, Green, Greenhaw, Hall, Ham, Hargrave, Haworth, Hopkins, Howard, Howe, Howze, Hurst, Huser, Inman, Johnston, Jones, Jumper, Kardokus, Karnes, Lance, Langley, Larason, Levergood, Livingston, Lollar, Lynch, McCarty, McCune, McGahey, Meacham, Metcalf, Moad, Mountford, Murrow, Odom (McIntosh), Odom (Wagoner), Ogden, Ozmun, Patterson, Poynor, Priebe, Privett, Reneau, Richardson, Richeson, Roberts, Rogers, Romang, Ruby, Sare, Shibley, Shoemake, Skaggs, Skeith, Sparger, Sparkman, Sparks, Spear, Spraker, Stevens, Stewart, Taliaferro, Tinker, Traw, Vandiver, Van Hooser, Watkins, Wheatley, Wilcox, Wilkerson, Williams (Murray), Williams (Woodward), Willis (Cherokee), Willis (Jackson), Wolf.

The above numbered Resolution, as Co-authored, was referred for enrollment.

Senator Walker asked to be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

HB 738, by Ogden, et al of the House and Wilson (Beckham) of the Senate, was read and considered.

Upon motion of Senator Wilson (Beckham), **HB 738** was advanced to engrossment.

Senator Wilson (Beckham) asked unanimous consent that the rules of the Senate be suspended, and that **HB 738** be considered engrossed and placed upon third reading and final passage, which was the order.

Senator Cobb raised the question of No Quorum, and upon roll call being ordered, the President Pro Tempore declared a quorum present.

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

THIRD READING

HB 738 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McColgen, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—28.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, Herndon, McClendon, Miskovsky, Sandlin, Trent.—12.

Excused: McSpadden, Walker.—2.

Not Voting: Baldwin, Tipps.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—30.

Nay: Allen, Cartwright (Bryan) Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, McClendon, Miskovsky, Sandlin, Trent.—11.

Excused: McSpadden, Walker.—2.

Not Voting: Tipps.—1.

The emergency was declared passed.

HB 738, as amended, was referred for engrossment.

Senator Hamilton asked that the record show him excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

Senator Shoemake asked unanimous consent, which was granted, that **HB 849** be taken up for immediate consideration.

HB 849, by Shibley, was read and considered.

Senators Allen, Shoemake, Sandlin, Cartwright (Seminole), King, Field, McColgin, Mahan, Fine, Cowden, Ritzhaupt, Baldwin, Collins, Stipe, Payne, Dacus, Land, Cartwright (Bryan), Wilson (Greer) and Boecher asked to be made co-authors of **HB 849**, which was the order.

Upon motion of Senator Shoemake, **HB 849** was advanced to engrossment.

Senator Shoemake asked unanimous consent that the rules of the Senate be suspended, and that **HB 849** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 849 was read for the third time at length.

On the question of passage of bill, the roll call resulted as followed:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Greer).—36.

Excused: Hamilton, McSpadden, Walker.—3.

Not Voting: Bailey, Cobb, Hall, Kerr, Wilson (Beckham).—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Greer).—36.

Excused: Hamilton, McSpadden, Walker.—3.

Not Voting: Bailey, Cobb, Hall, Kerr, Wilson (Beckham).—5.

The emergency was declared passed.

HB 849 was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

The vote occurring on the Collins motion to reconsider the vote by which **HB 610** failed of passage, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Cartwright (Bryan), Collins, Dacus, Grantham, Harris, Hern-

don, Hope, King, McClendon, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent.—18.

Nay: Allen, Berrong, Breeden, Cowden, Easterly, Field, Garvin, Land, McColgin, Pitcher, Wilson (Beckham), Wilson (Greer).—12.

Excused: Hamilton, McSpadden, Walker.—3.

Not Voting: Bailey, Boecher, Carrier, Cartwright (Seminole), Cobb, Fine, Hall, Kerr, Mahan, Morford, Shoemake.—11.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 503 and 738 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 503 and 738**, each as amended, were properly signed and ordered returned to the Honorable House.

Senator King presiding.

MESSAGE FROM THE HOUSE

Advising that the House has rejected the Conference Committee Report on Engrossed **HB 538**, has released the House conferees, requesting further conference, and referral of the Bill to the General Conference Committee on Appropriations.

Senator Hope moved that the request of the Honorable House be granted, that the Senate Conferees previously appointed be released and that **HB 538** be referred to the General Conference Committee on Appropriations, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 160 and 312**.

The above numbered Enrolled Bills referred to the Governor for consideration.

Senator Stipe asked that the record show him excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HB 777, by McGahey, et al, was read and considered.

Senator Miskovsky moved to amend **HB 777**, line 5, page 3, by adding after the word, "unnecessary," the following: "provided, further, that vote counting machines may be used at the central vote counting place or places for the purpose of counting by electrical or electronic devices paper ballots marked by the elector at the precinct voting place with a chemical or chemical ink designed for electric or electronic counting of such paper ballots, which amendment was declared failed of adoption.

Senator Miskovsky moved to amend **HB 777**, line 9, page 4, by adding after the word, "cast," the following: "Prior to the election the officers or board charged with the duty of providing ballots for any polling place shall, if the type of vote counting machine so requires, cause paper ballots of the type capable of being marked by the elector for electric or electronic machine computing to be prepared in such manner. Each such ballot shall contain the same type of naming and numbering now required of paper ballots. Provided, further, that said election officials shall provide a suitable supply of the type of chemical or chemical ink necessary to be used by the elector in marking such type of ballots," which amendment was tabled upon motion of Senator Land.

Senator Miskovsky moved to amend **HB 777**, line 12, page 13, by adding after the word, "public," a new Section 9 as follows:

"If the ballots of the type marked by the elector with a chemical or chemical ink are used, then the election officials shall provide a ballot box or boxes of the same kind as used in paper ballot elections in which the chemical or chemical ink marked ballots shall be deposited. The precinct election officials shall after the closing

of the election polls bring said ballot boxes to the central counting place or places. At said counting places, the aforesaid paper ballots shall be removed from the ballot boxes by the officials or employees and deposited in an electrical or electronic computing machine, which machine shall be so designed as to electrically or electronically count the aforesaid paper ballots and compute the totals by precincts," which amendment he withdrew by unanimous consent.

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

Senator Miskovsky moved to amend **HB 777**, line 2, page 1, after the colon by adding: "provided the terms hereof shall apply in all counties with a population of less than 300,000 population."

Senator Miskovsky, as a substitute, moved to amend **HB 777**, line 2, page 1, after the colon, by adding: "provided the terms hereof shall apply to all counties with a population of less than 300,000 population, and more than 200,000 population, according to the last decennial census."

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

Senator Mahan moved that **HB 777** be stricken from the Calendar.

Senator Land moved to table the Mahan motion, which motion was ruled out of order on a point of order raised by Senator Miskovsky, stating it followed discussion.

Senator Fine, as a substitute, moved that **HB 777** be referred to the Committee on Privileges and Elections for further study.

Senator Land moved to table the Fine motion which was ruled out of order on a point of order raised by Senator Mahan, that the motion followed discussion.

The vote occurring on the Fine motion, it was declared failed of adoption.

The vote occurring on the Mahan motion, it was declared failed of adoption.

Upon motion of Senator Land, the Miskovsky amendment was tabled.

Senator Mahan, as a substitute, moved to amend **HB 777** after the colon on line 2, by adding the following: "The terms and provisions hereof shall apply to all counties within the State of Oklahoma," which amendment was tabled upon motion of Senator Harris.

Upon motion of Senator Land, **HB 777** was advanced to engrossment.

Senator Land asked unanimous consent that the rules of the Senate be suspended, and that **HB 777** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 777 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Easterly, Garvin, Grantham, Hall, Harris, Hope, King, Land, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Wilson (Beckham), Wilson (Greer).—20.

Nay: Bailey, Berrong, Breeden, Carrier, Cobb, Collins, Dacus, Fine, Hamilton, McClendon, McColgin, Mahan, Miskovsky, Shoemake, Stipe.—15.

Excused: Cowden, McSpadden, Walker.—3.

Not Voting: Boecher, Field, Herndon, Kerr, Tipps, Trent.—6.

The bill was declared failed of passage.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 12-a, Senator Land moved that the vote be reconsidered by which **HB 777** failed of passage.

Senator Cobb asked unanimous consent, which was granted, to withdraw his motion to reconsider the vote by which **SB 274** was passed.

SPECIAL ORDER

Referring to the Hamilton motion to reconsider the vote by which **HB 620** was passed:

Senator Wilson (Beckham) moved to table the Hamilton motion, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Collins, Easterly, Garvin, Grantham, Hall Harris, Herndon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Wilson (Beckham), Wilson (Greer).—20.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Fine, Hamilton, Hope, King, McClendon, Miskovsky, Sandlin, Stipe, Tipps, Trent.—15.

Excused: Cowden, McSpadden, Walker.—3.

Not Voting: Baldwin, Field, Kerr, Land, Mahan, Shoemake.—6.

Senator Fine moved that all Senate Bills now in Committees be stricken from the records of the Senate, which motion failed of adoption.

President Pro Tempore Garvin announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

*

The Senate reassembled in open session with Senator Collins presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Cartwright (Seminole), advised and consented to the confirmation of the executive nomination of GUS DELANEY, of Ada, as the Republican member of the Oklahoma

Alcoholic Beverage Control Board, for a term effective upon confirmation and ending four years from date of confirmation.

The Senate, in executive session and upon motion of Senator Cartwright (Seminole), advised and consented to the confirmation of the executive nomination of BILL HOOVER, of Ada, as a member of the Oklahoma Turnpike Authority, for a term effective upon confirmation and ending July 1, 1959.

The Senate, in executive session and upon motion of Senator Mahan, advised and consented to the confirmation of the executive nomination of GEORGE R. BENZ, of Bartlesville, as a member of the Oklahoma Water Resources Board, for a term effective upon confirmation and ending May 14, 1966.

The Senate, in executive session and upon motion of Senator Mahan, advised and consented to the confirmation of the executive nomination of J. L. JENNINGS, of Bartlesville, as a member of the Oklahoma Alcoholic Beverage Control Board, for a term effective upon confirmation and ending three years from the date of confirmation.

RESOLUTION

By unanimous consent, Senator Fine introduced **SR 54**, following which it was the order, upon request of Senator Fine, that all members of the Senate, except Senator Ritzhaupt, be made co-authors of the Resolution.

SR 54 was read at length, as follows:

SENATE RESOLUTION NO. 54—By Fine, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham) and Wilson (Greer).

A RESOLUTION COMMENDING SENATOR LOUIS H. RITZHAUPT ON HIS LONG SERVICE IN THE STATE SENATE.

WHEREAS, Senator Louis H. Ritzhaupt, surgeon, civic leader, youth worker, and Legislator from Logan County, is the "Dean" of this Body; and

WHEREAS, Senator Ritzhaupt has sacrificed the time otherwise available for a distinguished medical career to serve in the State Senate since 1933 when he was a member of this Body in the Fourteenth Legislature; and

WHEREAS, With the exceptions of the Twenty-fourth and Twenty-fifth Legislatures, Senator Ritzhaupt has been present for every Session of the Legislature since that time; and

WHEREAS, Senator Ritzhaupt has been a leader in the enactment of some of the most significant legislation produced during his tenure, particularly in the fields of public health, highways, education, public safety and care of crippled children; and

WHEREAS, Senator Ritzhaupt has served as Chairman of such important committees as Public Health and Planning and Resources, and has rendered outstanding service on the Education Committee, as well as many others; and

WHEREAS, Such a long and distinguished career deserves the expressed approbation and appreciation of his colleagues.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the members of this, the State Senate of the Twenty-seventh Legislature of the State of Oklahoma, now duly assembled and acting for themselves and on behalf of the people of the State of Oklahoma, do hereby commend Senator Louis H. Rit-

haupt for his long years of legislative service and his many contributions and achievements in that capacity; and

SECTION 2. BE IT FURTHER RESOLVED That a properly prepared copy of this Resolution be sent to the Guthrie Daily Leader, Guthrie, Oklahoma.

On behalf of the Senate, Senator Fine most impressively told of the great respect and high esteem which the Senate holds for Senator Ritzhaupt, the Dean of the Senate, and moved the adoption of **SR 54**, which motion was declared adopted.

SR 54 was ordered referred for enrollment.

Senator Allen asked unanimous consent, which was granted, that Senator Fine be designated to present and read **SR 54** at the dinner Wednesday evening, June 24, given to honor Senator Ritzhaupt, by the Oklahoma State Medical Association.

Senator Fine asked that copies of **SR 54** be sent to the son and daughter respectively of Senator Ritzhaupt, Louis H. Ritzhaupt, Jr., at Guthrie, and Mrs. Jack Wilson, at Odessa, Texas, which was the order.

Senator Ritzhaupt in attempting to express his deep gratitude, said: "I have never served with a man I didn't like; that I hold no grudge against anyone; that my medical profession has taught me to forgive and forget and that has helped me in my service in the Senate." He said further the adoption of **SR 54** shows that if you serve people well and have a friendly attitude, you will have the same extended to you. On behalf of his wife, son and daughter, he said, "I thank you from the bottom of my heart."

Senator Fine moved when the Clerk's desk is cleared, 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:

HB 767—Education.

HB 786—Education.

HB 796—Appropriations and Budget.

HB 830—Labor Relations.

HB 861—Education.

HB 930—Education.

DO PASS, as amended:

HB 674—Revenue and Taxation.

HB 819—Banks and Banking.

HB 917—County Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 620 and **SB 274** each correctly engrossed.

SCR 28 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 620**, as amended, were properly signed and ordered transmitted to the Honorable House.

Engrossed **SB 274** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 28** 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:

SJR 38—By Bailey, Mahan, Boecher, Baldwin, Pitcher, Hall and Sandlin—A Joint Resolution taking notice of the desirability of modernizing the office of state treasurer, of the shortage of appropriated funds, and of the existence of idle funds in the state treasury; authorizing the investment of such funds in U. S. Government securities, under certain restrictions and supervision, creating depository funds therefor, and authorizing income therefrom to be used for such modernization; providing for severability; and declaring an emergency.

SJR 39—By Miskovsky—A Joint Resolution proposing an amendment to Article X, Section 15, of the Constitution of Oklahoma; excepting turnpike bonds from the Constitutional prohibition against pledging the credit of the state; providing a ballot title; directing the filing hereof; and ordering a Special Election.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 651, 807, 924** and **HJR 542**.

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 Fine motion, the Presiding Officer declared the Senate adjourned to meet at 1:30 p. m., tomorrow.

Ninety-eighth Legislative Day

Wednesday, June 24, 1959

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

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—33.

Excused: Breeden, Cartwright (Seminole), Fine, Harris, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Stipe, Wilson (Beckham).—11.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, The Reverend George C. Van Artsdalen, Curate, All Souls' Episcopal Church, Oklahoma City.

Senator Grantham asked unanimous consent that Lee and Henry Card and Fred Gibson, all of Medford, be made Honorary Pages for this legislative day, which was the order.

Senator Kerr asked unanimous consent that Susanne L., Carmen J., Timothy P. and Robert T. Malishenko, all of the Altus Air Base, be made Honorary Pages for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

COMMUNICATION

President Pro Tempore Garvin had the

following communication read, and incorporated in the Journal herein:

Checotah, Oklahoma

June 15, 1959

The Honorable Harold T. Garvin
President Pro Tempore of the Senate
State of Oklahoma, State Capitol
Oklahoma City, Oklahoma

Dear Mr. Garvin:

We offer our most sincere appreciation and gratitude to each and every member of the Senate for the kindness bestowed upon us during the illness and death of our beloved son, Samuel Monroe Mitchell.

We shall forever cherish the resolution which is indeed a symbol of thoughtfulness, courtesy and friendship.

Respectfully yours,

Mr. and Mrs. M. C. Mitchell

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SJR 38—Senate and Legislative Affairs.

Senator Bailey asked unanimous consent that **SJR 38** be ordered printed and placed upon the Calendar without reference to a committee, to which objection was voiced.

SJR 39—Roads and Highways, then to Constitutional Amendments, Initiative and Referendum and Code Revision.

MESSAGES FROM GOVERNOR

Advising approval by him, June 24, 1959, of Enrolled **SB 20** entitled:

ENROLLED SENATE BILL NO. 20—

By Wilson (Beckham) and Payne of the Senate and Ogden, Huser, Lollar, and Haworth of the House.

AN ACT RELATING TO PHYSICALLY HANDICAPPED CHILDREN; ESTABLISHING A PROGRAM OF MEDICAL CARE FOR CHILDREN WHO ARE CRIPPLED OR SUFFERING FROM CONDITIONS LEADING TO CRIPPLING, OR OTHERWISE PHYSICALLY HANDICAPPED OR WHO ARE SUFFERING FROM CONDITIONS OR MALADIES AMENABLE TO TREATMENT; TRANSFERRING ALL THE AUTHORITY, POWERS AND DUTIES NOW VESTED IN THE OKLAHOMA COMMISSION FOR CRIPPLED CHILDREN BY SENATE BILL 144, OKLAHOMA SESSION LAWS 1949, SAME BEING TITLE 10, §§ 172.1 THROUGH 173, TO THE OKLAHOMA PUBLIC WELFARE COMMISSION; TRANSFERRING ALL PROPERTY, RECORDS, CONTRACTS AND UNEXPENDED FUNDS OF THE OKLAHOMA COMMISSION FOR CRIPPLED CHILDREN TO THE STATE DEPARTMENT OF PUBLIC WELFARE; AUTHORIZING AND DIRECTING SAID OKLAHOMA PUBLIC WELFARE COMMISSION TO PROMULGATE AND ADOPT SUCH RULES AND REGULATIONS NECESSARY TO CARRY OUT THE PROVISIONS OF THIS ACT; AUTHORIZING THE DIRECTOR OF PUBLIC WELFARE TO PERFORM THE DUTIES NOW PERFORMED BY THE DIRECTOR OF THE OKLAHOMA COMMISSION FOR CRIPPLED CHILDREN, AUTHORIZING THE OKLAHOMA PUBLIC WELFARE COMMISSION TO EXERCISE ALL PREROGATIVES AND AUTHORITY NOW VESTED IN THE OKLAHOMA COMMISSION FOR CRIPPLED CHILDREN UNDER THE TERMS OF THE PROVISIONS OF TITLE 10, §§ 172.1 THROUGH 173, BOTH INCLUSIVE; PROVIDING FOR A PROFESSIONAL ADVISORY COMMITTEE;

REPEALING 10 O. S. 1951 §§ 172.1-172.16 AND ALL LAWS IN CONFLICT HEREWITH; PROVIDING AN APPROPRIATION OUT OF THE STATE ASSISTANCE FUNDS FOR OPERATION OF PROGRAM; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; PROVIDING THAT THE ACT SHALL NOT BE OPERATIVE OR IN EFFECT UNTIL JULY 1, 1959; AND DECLARING AN EMERGENCY.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 543 — By Cox, Ham, Shibley, Spear, Belvin, Cartwright, Cooksey, Hargrave, Nichols, Shoemake, Shipley, Greenhaw, McCarty, Meacham, Bullard, Willis (Jackson), Patterson, Taliaferro, Forsythe, McGahey, Bradley (Tulsa), Odom (McIntosh), Stewart, Vandiver, Lance, Hurst, Daugherty, Avey, Baggett, Cook, Gotcher, Graves, McCune, Nance, Reneau, Richardson (Custer), Watkins and Wilcox—A Joint Resolution authorizing and directing the Oklahoma Department of Public Welfare and the Vocational Rehabilitation Division of the State Board of Vocational Education to enter into a contractual agreement whereby the Oklahoma Department of Public Welfare will purchase services from the Vocational Rehabilitation Division in accordance with 74 O. S. 1951, § 581, for the rehabilitation of recipients of public assistance from surplus funds in any category or account other than old age assistance; and declaring an emergency.

The above numbered **HR** was read for the first time.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 28**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

HB 872, by Nance, et al was read and considered.

Upon motion of Senator Shoemake, **HB 872** was advanced to engrossment.

Senator Shoemake asked unanimous consent that the rules of the Senate be suspended, and that **HB 872** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 872 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Greer).—30.

Excused: Breeden, Cartwright (Seminole), Fine, Harris, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Stipe, Wilson (Beckham).—11.

Not Voting: Cowden, Hall, Trent.—3.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Greer).—30.

Excused: Breeden, Cartwright (Seminole), Fine, Harris, McClendon, McSpadden, Mahan, Miskovsky, Pitcher, Stipe, Wilson (Beckham).—11.

Not Voting: Cowden, Hall, Trent.—3.

The emergency was declared passed.

HB 872 was properly signed and ordered returned to Honorable House.

Senators Harris, Pitcher, McClendon, Fine and Breeden asked to be recorded present, which was the order.

GENERAL ORDER

HB 874, by Nance, et al, was read and considered.

Upon motion of Senator Shoemake, **HB 874** was advanced to engrossment.

Senator Shoemake asked unanimous consent that the rules of the Senate be suspended, and that **HB 874** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 874 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—37.

Excused: Cartwright (Seminole), McSpadden, Mahan, Miskovsky, Stipe, Wilson (Beckham).—6.

Not Voting: Collins.—1.

The bill was declared passed.

HB 874 was properly signed and ordered returned to Honorable House.

Senator Cartwright (Seminole) asked to be recorded present, which was the order.

GENERAL ORDER

HB 875, by Nance, et al, was read and considered.

Upon motion of Senator Shoemake, **HB 875** was advanced to engrossment.

Senator Shoemake asked unanimous consent that the rules of the Senate be suspended, and that **HB 875** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 875 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—35.

Excused: McSpadden, Mahan, Miskovsky, Stipe, Wilson (Beckham).—5.

Not Voting: Berrong, Cobb, Cowden, Hope.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—35.

Excused: McSpadden, Mahan, Miskovsky, Stipe, Wilson (Beckham).—5.

Not Voting: Berrong, Cobb, Cowden, Hope.—4.

The emergency was declared passed.

HB 875 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 912, by Nance, was read and considered.

Upon motion of Senator Shoemake **HB 912** was advanced to engrossment.

Senator Shoemake asked unanimous consent that the rules of the Senate be suspended, and that **HB 912** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 912 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—37.

Nay: Cartwright (Seminole).—1.

Excused: McSpadden, Mahan, Miskovsky, Stipe, Wilson (Beckham).—5.

Not Voting: Herndon.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—37.

Nay: Cartwright (Seminole).—1.

Excused: McSpadden, Mahan, Miskovsky, Stipe, Wilson (Beckham).—5.

Not Voting: Herndon.—1.

The emergency was declared passed.

HB 912 was properly signed and ordered returned to Honorable House.

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

GENERAL ORDER

HB 873, by Nance, et al, was read and considered.

By unanimous consent, upon request of Senator Shoemake, further consideration of **HB 873** was temporarily deferred.

Senators Miskovsky and Wilson (Beckham) asked to be recorded present, which was the order.

GENERAL ORDER

SB 359, by Cartwright (Bryan) of the Senate and Vandiver of the House, was read and considered.

Senator Hamilton moved to amend **SB 359**, line 8, page 6, by inserting before the word, "Funds," the words: "or primary," which amendment was declared adopted.

Senators Sandlin, Ritzhaupt, Cobb, Collins, Boecher, Grantham, Carrier, Dacus and King asked to be made co-authors of **SB 359**, which was the order.

Upon motion of Senator Cartwright (Bryan), **SB 359**, as amended, was advanced to engrossment.

Senator Cartwright asked unanimous consent that the rules of the Senate be suspended, and that **SB 359**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 359 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt,

Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—40.

Not Voting: Pitcher, Trent.—2.

Excused: McSpadden, Mahan.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—41.

Not Voting: Trent.—1.

Excused: McSpadden, Mahan.—2.

The bill was declared passed.

SB 359, as amended, was referred for engrossment.

Senator Miskovsky asked unanimous consent to strike **SB 300** from the Calendar, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring on the Allen motion to reconsider the vote by which **HB 583** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: McColgin, Payne.—2.

Excused: McSpadden, Mahan.—2.

Not Voting: Boecher, Cartwright (Bryan), Cowden, Fine, Herndon, Hope, Pitcher, Shoemake, Stipe.—9.

THIRD READING

HB 583 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Cartwright (Seminole), McColgin, Payne, Stipe.—4.

Excused: McSpadden, Mahan.—2.

Not Voting: Boecher, Cartwright (Bryan), Pitcher, Shoemake.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Cartwright (Seminole), McColgin, Payne, Stipe.—4.

Excused: McSpadden, Mahan.—2.

Not Voting: Boecher, Cartwright (Bryan), Pitcher, Shoemake.—4.

The emergency was declared passed.

HB 583, as amended, was referred for engrossment.

Senator Collins asked unanimous consent to withdraw **HB 741** from the Committee on Public Health, as amended by the Committee, and place it on the Calendar, to which objection was voiced.

Senator Collins moved to withdraw **HB 741** from the Committee on Public Health, as amended by the Committee, and place it on the Calendar.

Senator Harris moved to amend the Collins motion to provide that **HB 741** be withdrawn from the Committee in the form in which it was originally referred to the Committee, which motion was tabled upon motion of Senator King.

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

Senator Miskovsky moved to table the Collins motion, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cobb, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Harris, Herndon, Kerr, Land, McColgin, Miskovsky, Morford, Pazoureck, Shoemake, Wilson (Greer).—23.

Nay: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Fine, Grantham, Hope, King, McClendon, Payne, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker.—18.

Excused: McSpadden.—1.

Not Voting: Mahan, Wilson (Beckham).—2.

GENERAL ORDER

HB 752, by McCarty, et al of the House and Collins, McSpadden, Field, Cartwright (Seminole), Harris, Cowden, Carrier, Baldwin, Easterly, Hope, Miskovsky and McColgin of the Senate, was read and considered.

Senator Cowden presiding.

Senator Berrong moved to amend **HB 752**, line 18, page 3, by striking after line 18 and substituting the following:

24 (x) from 58,001 pounds to 60,000 pounds	-----\$545.00
25 (y) from 60,001 pounds to 62,000 pounds	-----\$570.00
26 (z) from 62,001 pounds to 64,000 pounds	-----\$595.00
27 (A-1) from 64,001 pounds to 66,000 pounds	-----\$620.00
28 (B-1) from 66,001 pounds to 68,000 pounds	-----\$645.00

29 (C-1) from 68,001 pounds to 70,000 pounds -----	\$670.00
30 (D-1) from 70,000 pounds to 72,000 pounds -----	\$695.00
31 (E-1) from 72,001 pounds to 73,280 pounds -----	\$720.00."

Senator Baldwin moved that the Berrong amendment lie on the table, which motion was declared failed of adoption.

The vote occurring on the Berrong amendment, it was declared failed of adoption upon a roll call as follows:

Aye: Allen, Berrong, Breeden, Cartwright (Bryan), Dacus, Fine, Hall, Hamilton, Herndon, McClendon, Mahan, Morford, Payne, Pazoureck, Pitcher, Sandlin, Tipps, Wilson (Beckham).—18.

Nay: Baldwin, Boecher, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Field, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McColgin, Miskovsky, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Greer).—23.

Excused: McSpadden.—1.

Not Voting: Bailey, Easterly.—2.

Senator Hamilton moved to amend **HB 752**, lines 14-18, page 3, as follows:

1. Line 14—change figures in last column from \$445.00 to \$470.00
2. Line 15—change figures in last column from \$470.00 to \$520.00
3. Line 16—change figures in last column from \$495.00 to \$570.00
4. Line 17—change figures in last column from \$520.00 to \$620.00
5. Line 18—change figures in last column from \$545.00 to \$895.00."

Senator Collins moved to table the Hamilton amendment, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Boecher, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Field, Garvin, Grantham, Harris, Hope, Kerr, King, McColgin, Miskovsky, Payne, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Greer).—23.

Nay: Allen, Berrong, Breeden, Cart-

wright (Bryan), Dacus, Easterly, Fine, Hall, Hamilton, Herndon, Land, McClendon, Mahan, Morford, Pazoureck, Pitcher, Tipps, Wilson (Beckham).—18.

Excused: McSpadden.—1.

Not Voting: Bailey, Sandlin.—2.

Senator Hope presiding.

Senator Berrong moved to amend **HB 752**, line 18, page 3, by striking line 18 and substituting the following:

- "(x) From 58,001 pounds to 62,000 pounds ----- \$545.00
- (y) From 62,001 pounds to 66,000 pounds ----- 570.00
- (z) From 66,001 pounds to 70,000 pounds ----- 595.00
- (a-1) From 70,001 pounds to 73,280 pounds ----- 620.00"

which amendment was tabled upon motion of Senator Collins.

Senator Fine moved to amend **HB 752**, line 12½, page 18 by adding a new subsection, to be known as subsection (5), as follows:

"(5) Provided further that the weights hereinbefore enumerated shall be permissible only on interstate highways and toll roads and shall not be permissible on any other highways within the State of Oklahoma," and renumber the remaining subsections.

Senator Cowden presiding.

Senator Baldwin moved to table the Fine amendment, which motion was declared adopted.

Senator Hamilton moved to amend **HB 752**, line 9, page 5, by striking all of line 9 and inserting in lieu thereof "Twenty Dollars (\$20.00)," which amendment was tabled upon motion of Senator Collins.

Senator Berrong moved to amend **HB 752**, by inserting a new Section 2 and renumbering subsequent section: "Section 2. The State Highway Department shall have authority to designate such road or roads over which vehicles with a gross weight in excess of 66,000 lbs.

shall be permitted to travel," which amendment by unanimous consent he withdrew.

Upon motion of Senator Collins, **HB 752** was advanced to engrossment.

Senator Collins asked unanimous consent, which was granted, that **HB 752** be placed upon third reading and final passage.

Senator Walker presiding.

THIRD READING

HB 752 was read for the third time at length.

Senator Allen moved that the Senate adjourn to meet at 11:00 a.m., tomorrow, when the Clerk's desk is cleared, which motion was declared failed of adoption upon roll call as follows:

Aye: Allen, Berrong, Cartwright (Bryan), Dacus, Easterly, Fine, Hamilton, Herndon, Kerr, McClendon, Mahan, Morford, Pazoureck, Pitcher, Tipps.—15.

Nay: Bailey, Baldwin, Boecher, Breden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Field, Garvin, Grantham, Hall, Harris, Hope, King, Land, McColgin, Miskovsky, Payne, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—28.

Excused: McSpadden.—1.

Senator Easterly asked unanimous consent, which was granted, that his name be stricken as a co-author of **HB 752**.

Senator Hamilton moved that **HB 752** be referred to the Committee on Revenue and Taxation, with instructions to report the bill back to the Senate not later than Monday of next week, which motion was tabled upon motion of Senator Miskovsky, the roll call thereon being as follows:

Aye: Bailey, Baldwin, Boecher, Breden, Carrier, Cartwright (Seminole),

Cobb, Collins, Cowden, Field, Grantham, Harris, Hope, Kerr, Land, McColgin, Miskovsky, Payne, Shoemake, Stipe, Trent, Walker, Wilson (Greer).—23.

Nay: Allen, Berrong, Cartwright (Bryan), Dacus, Easterly, Fine, Garvin, Hall, Hamilton, Herndon, King, McClendon, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Wilson (Beckham).—20.

Excused: McSpadden.—1.

Senator Cartwright (Bryan) asked unanimous consent, which was granted, to speak on privileges of the Senate.

Senator Collins raised a point of order against the Cartwright (Bryan) discussion, citing Rule 40, which point was sustained.

President Pro Tempore Garvin presiding.

Senator Cartwright (Bryan) moved that further consideration of **HB 752** be set for Special Order at 2:00 o'clock p.m., tomorrow, which motion was tabled upon motion of Senator Miskovsky, the roll call thereon being as follows:

Aye: Bailey, Baldwin, Boecher, Carrier, Cobb, Collins, Cowden, Field, Garvin, Grantham, Harris, Hope, Kerr, Land, McColgin, Miskovsky, Payne, Ritzhaupt, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—24.

Nay: Allen, Berrong, Breden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Fine, Hall, Hamilton, Herndon, King, McClendon, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Tipps.—19.

Excused: McSpadden.—1.

On the question of passage of **HB 752**, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Field, Grantham, Harris, Hope, Kerr, King, Land, McColgin, Miskovsky, Payne, Shoemake, Stipe, Trent, Walker, Wilson (Greer).—24.

Nay: Allen, Berrong, Cartwright (Bryan), Dacus, Easterly, Fine, Garvin, Hall, Hamilton, Herndon, McClendon, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Tipps, Wilson (Beckham).—18.

Excused: McSpadden.—1.

Not Voting: Sandlin.—1.

The bill was declared passed.

HB 752 was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Fine moved that the vote be reconsidered by which **HB 752** was passed.

Senator Miskovsky moved that the rules be suspended for the purpose of immediately considering the Fine motion, which was ruled out of order by the President Pro Tempore, who stated such motion would require unanimous consent of the Senate.

Senator Mahan objected to the Miskovsky motion.

Senator Cowden Presiding.

MESSAGES FROM HOUSE

Advising fourth reading and transmitting Enrolled **HBs 849, 872, 874, 875** and **912**.

The above numbered Enrolled bills and/or resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

President Pro Tempore Garvin presiding.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 2**, as amended.

HAs to **SB 2** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 2, by adding the following coauthors: "ROGERS, FORD and HALL" of the House.

AMENDMENT NO. 2. Amend Engrossed Senate Bill No. 2, Page 5, **SECTION 2**, Line 23, after the word "pay" at the end of line 23 add the word "money".

AMENDMENT NO. 3. Amend Page 6, **SECTION 4**, Line 7, change **SECTION** heading to read as follows:

"MEMBERS, APPOINTMENT, LIABILITY".

Page 6, **SECTION 4**, Line 11, by striking, after the word "the", the following language:

"Executive Committee of the".

AMENDMENT NO. 4. Page 6, **SECTION 4**, Line 12, by striking, after the word "a", the word "state", and after the word "company", insert the following:

"operating in the State of Oklahoma".

AMENDMENT NO. 5. Page 6, **SECTION 4**, Lines 13 and 14, by striking, after the word "the" the words "Executive Committee of the", and substituting the word "Oklahoma".

AMENDMENT NO. 6. Page 6, **SECTION 4**, Line 16, by changing the period on line 16, after the word "Accountants" to a semicolon and adding the following:

"Provided that the State Bank Commissioner of Oklahoma shall be, and he is hereby made an Ex Officio member of said commission."

AMENDMENT NO. 7. Page 6, **SECTION 4**, Line 34½, by adding to **SECTION 4** a subsection (d) as follows:

"(d) Except upon proof of corruption, no Commissioner shall for his acts or his failure to act be civilly liable to any investor, applicant for registration, or any other person."

AMENDMENT NO. 8. Amend Page 7, **SECTION 7**, Line 32½, by striking the word "should" and inserting the word "shall".

AMENDMENT NO. 9. Amend Page 8, **SECTION 9**, Lines 6 and 7, by strik-

ing the words "for at least five years preceding his appointment,"

AMENDMENT NO. 10. Page 8, SECTION 11, Line 27 by deleting the entire SECTION 11, and substituting therefor the following SECTION 11:

SECTION 11. BONDS. Before assuming office, the Administrator shall give a bond in the sum of Fifty Thousand Dollars (\$50,000.00) payable to the State of Oklahoma, to be approved by the Attorney General of the State of Oklahoma, conditioned that he will faithfully execute the duties of his office. The Administrator may by rule or order require any employee of the Department to be bonded on the same condition and in the same or such lesser amount as he determines. The expense of all such bonds shall be paid from funds available to the Department."

AMENDMENT NO. 11. Amend Page 13, subsection (e) Line 11, by striking the word "may" and substituting therefor the word "shall".

AMENDMENT NO. 12. Page 13, Section 203, Line 30½, by adding after the word "prescribes" the following sentence,

"A filing fee of \$5.00 shall be submitted with each report, except that no more than two such fees shall be required annually".

AMENDMENT NO. 13. Amend Page 23, Section 305, Line 32½ by deleting subsection (j) and substituting therefor the following subsection (j):

"(j) So long as a registration statement is effective, the Administrator may by rule or order require the person who filed the registration statement to file reports, not more often than quarterly, to keep reasonably current the information contained in the registration statement and to disclose the progress of the offering. A filing fee of \$5.00 shall be submitted with each report, except that no more than two such fees shall be required annually".

AMENDMENT NO. 14. Amend Page 31, Section 307, Line 19, by striking all of Section 307.

AMENDMENT NO. 15. Amend Page 34, Section 401 (a) (5), Line 23 by inserting before the word "any", the following:

"any security issued by"

AMENDMENT 16. Amend Page 39, Section 404, Line 22, by changing the figures "301-306" to "301-307".

AMENDMENT NO. 17. Amend Page 45, Section 410 (c), Lines 26-35, by striking all of said subsection (c) of Section 410, and substituting in lieu thereof the following:

"(c) The Administrator may by rule or order prescribe (1) the form and content of financial statements required under this Act, (2) the circumstances under which consolidated financial statements shall be filed, and (3) whether any required financial statements shall be certified by independent or certified public accountants. All financial statements shall be prepared in accordance with generally accepted accounting practices."

AMENDMENT NO. 18. Amend Page 46, Section 412, Line 29, by adding the following Section TITLE after the figure "412" and before the words "All fees":

"DEPOSIT OF FEES AND CHARGES".

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SBs 24, 43, 55 and 61, each as amended.

HAs to SB 24 read as follows, rejected upon motion of Senator Hope, conference requested and bill referred to the General Conference Committee on Appropriations:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 24, Page 1, the TITLE thereof, by striking all of said TITLE and inserting in lieu therefor:

"AN ACT MAKING APPROPRIATIONS TO THE OKLAHOHA STATE REGENTS FOR HIGHER EDUCATION; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to SB 43 read as follows, rejected upon motion of Senator Hope, conference requested and bill referred to the General Conference Committee on Appropriations:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 43, Page 1, by adding "GOODFELLOW" of the House as Co-Author of the Bill.

AMENDMENT NO. 2. Amend Engrossed Senate Bill No. 43, Page 1, the TITLE thereof, by striking all of said TITLE and inserting in lieu thereof the following:

"AN ACT RELATING TO THE OKLAHOMA PLANNING AND RESOURCES BOARD; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 3. Page 4, Section 4, Line 13, by changing the figures \$11,400.00 to read \$17,400.00 and change the Total on Line 28 to read \$935,960.00.

HAs to SB 55 read as follows, rejected upon motion of Senator Hope, conference requested and bill referred to the General Conference Committee on Appropriations:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 55, page 1 the TITLE thereof, by striking all of said TITLE and inserting in lieu therefor: "AN ACT PROVIDING FOR THE COMPENSATION OF ELECTION OFFICERS AND ADDITIONAL OFFICERS; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 2. Page 1, Section 1, Line 25, deleting the words and figures "forty-five thousand (45,000)" and substituting therefor the following words and figures: forty-three thousand (43,000)".

HAs to SB 61 read as follows, rejected upon motion of Senator Hope, conference

requested and bill referred to the General Conference Committee on Appropriations:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 61, Page 1, the TITLE thereof, by striking all of said TITLE and inserting in lieu therefor; "AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE GOVERNOR; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 2. Amend Page 1, SECTION 1, immediately following the present Line 20, add a new line as follows: "Assessment and Expenses for Oklahoma Commission on Uniform State Laws \$2,700.00 \$1,850.00."

AMENDMENT NO. 3. Amend Page 1, SECTION 1, Line 21, by striking "\$165,950.00" in two places and inserting in lieu therefor: "\$168,650.00 \$167,800.00."

GENERAL ORDER

HB 846, by Fuller of the House and Berrong of the Senate, was read and considered.

Upon motion of Senator Berrong, **HB 846** was advanced to engrossment.

Senator Berrong asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 846** be placed upon third reading and final passage.

THIRD READING

HB 846 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright, (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent,

Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: McClendon.—1.

Excused: McSpadden.—1.

Not Voting: Cowden, Fine.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright, (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Nay: McClendon.—1.

Excused: McSpadden.—1.

Not Voting: Cowden, Fine.—2.

The emergency was declared passed.

HB 846 was properly signed and ordered returned to Honorable House.

Consideration of the emergency section to **HB 845** having been deferred on the last legislative day, it was called up for consideration.

On the question of passage of emergency to **HB 845**, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Nay: Hamilton, McClendon.—2.

Excused: McSpadden.—1.

Not Voting: Cowden, Fine.—2.

The emergency was declared passed.

HB 845 was properly signed and ordered returned to Honorable House.

Senator Field moved, at the adjournment on tomorrow, all Senate Bills and Resolutions in Senate Standing Committees be stricken from the records of the Senate, which motion was declared adopted.

Senator Allen asked unanimous consent, which was granted, that the following opinion of the Attorney General, under date of June 22, 1959, be ordered incorporated in the Journal:

Honorable Keith Cartwright, Chairman Roads and Highways Committee State Senate

Dear Sir:

The Attorney General acknowledges receipt of your letter dated June 16, 1959, wherein you ask:

"The Roads and Highways Committee of the Oklahoma State Senate, of which I am Chairman, now has before it for consideration *House Bill No. 932*, a copy of which is hereto attached.

"Upon direction by the Committee, I call your attention specifically to *Section 1* of the Act, apportioning a part of the motor fuel taxes consumed on turnpikes to the Oklahoma Turnpike Authority as a loan, and *Section 3 (b)*, providing that such funds so accumulated may be *expended or pledged* by the Authority for making up any deficiency in the monies available to meet interest requirements on Turnpike Bonds hereafter issued.

"I would appreciate having your opinion as to whether or not this bill and any trust agreement entered into pursuant to the provisions thereof, *particularly those sections above cited*, would or would not be in violation of the Constitution of the State of Oklahoma, and particularly Section 23, Article 10 (the Budget Balancing Amendment) or any other pertinent provisions thereof. * * *

"I am attaching a Brief by R. L. Vaughn, Attorney for the Oklahoma Turnpike Authority, and at my request Leroy Powers, Attorney, has left his Brief with your Secretary."

As stated in Mr. Vaughn's brief:

"HB 932 when enacted will become a part of the enabling legislation for the Oklahoma Turnpikes. The constitutionality of presently existing turnpike legislation has been approved in the decision approving the Turner Turnpike Bond Issue (Application of Oklahoma Turnpike Authority—203 Okla. 335, 221 P. 2d 795) and the decision approving the Will Rogers Turnpike Bond Issue (Applications of Oklahoma Turnpike Authority—3 cases—Okla., 277 P. 2d 176).

"The only new matter of significance added by HB 932 are *Section 1* providing for the apportionment to the Authority of part of the Motor Fuels Excise Taxes on motor fuels consumed on the Oklahoma Turnpikes, *Section 2* setting out a formula for the determination of the motor fuels consumed on the Oklahoma Turnpikes, and *Section 3* creating a Trust Fund in which such Motor Fuel Taxes are to be deposited, and authorizing the Authority to expend or pledge such Trust Fund in the financing of additional Oklahoma Turnpikes, and to make investments of any moneys in said Trust Fund as are available for investment."

The material provisions of Sections 1, 2 and 3, supra, in so far as the issue involved here is concerned, are as follows:

"SECTION 1 (a). Until all turnpike revenue bonds issued by the Oklahoma Turnpike Authority after the effective date of this Act and the interest thereon shall have been paid, or a sufficient amount for the payment of all such bonds and the interest thereon shall have been set aside in trust for such purpose, the Oklahoma Tax Commission shall each month apportion ninety-seven per cent (97%) of all motor fuel taxes on motor fuels consumed on Oklahoma

Turnpike Projects to the Oklahoma Turnpike Authority; provided, that said apportionment shall not in any fiscal year exceed One Million Dollars (\$1,000,000.00). After this apportionment is made, all other apportionments of motor fuel excise taxes shall be made according to previously existing or subsequently enacted apportionment laws.
* * *

"SECTION 2. In determining the amount of motor fuel consumed on the Oklahoma Turnpike Projects each month, the Oklahoma Tax Commission shall divide the total miles traveled on the Turnpikes by passenger automobiles, single unit trucks, and combination trucks and busses as certified each month by the Oklahoma Turnpike Authority, by the average number of miles per gallon of motor fuel consumed by each of those classes of motor vehicles. For the purpose of this Act, the Oklahoma Tax Commission shall use the following rates for gasoline consumed on the Oklahoma Turnpikes:

Passenger	
Automobiles	18 miles per gallon
Single Unit	
Trucks	12 miles per gallon
Combination Trucks	
and Busses	6 miles per gallon

"SECTION 3 (a). The Oklahoma Turnpike Authority shall segregate and hold such motor fuel excise taxes apportioned to it by this Act in trust for the uses and purposes herein provided.

"(b) The deposits in this Trust Fund may be expended or pledged by the Oklahoma Turnpike Authority, as it may deem proper, either in whole or in part, for making up any deficiency in the moneys available to meet interest requirements on Turnpike Bonds hereafter issued and for the payment of necessary expenses in the financing of additional Turnpikes, provided that any funds expended as permitted herein shall, upon payment of all interest and

principal of all bonds issued hereunder, and before delivery of any said Turnpike to the State of Oklahoma Department of Highways, be replaced in said trust fund by said authority, and upon the completion of said reimbursement, said trust shall terminate and the balance in said trust fund shall be delivered to the State of Oklahoma Department of Highways.

* * *"

In reply to your question as to whether or not House Bill 932, if enacted, or any trust agreement entered into pursuant thereto, especially the quoted provisions of Sections 1 and 3, supra, would be violative of Sections 23, 24 or 25, Article 10 of our State Constitution, attention is called to the following decisions of our State Supreme Court:

(1) In the case of Application of Oklahoma Turnpike Authority (July 21, 1950), 203 Okla., 335, 221 P. 2d 795, referred to in Mr. Vaughn's brief, it is stated:

"Are the bonds, as authorized, an indebtedness of the State of Oklahoma in violation of Section 23, Article X of the Constitution as amended, or of Sections 24 and 25, Article X of the Constitution?"

"These three sections of the Constitution have been presented to and passed upon by this Court in numerous decisions on similar revenue bond issues. *It has been uniformly held that these sections apply only to such debt, obligation or deficit for the payment of which resort might be had to the taxing power of the State.*

"In this instant case it is expressly provided that the bonds shall be payable solely from the revenues derived from the operation of the toll road in question. That provision is carried forward in the bonds themselves. *It is thoroughly well settled by former decisions of this Court that such bonds, and that these bonds, do not constitute an indebtedness against the State of*

Oklahoma as contemplated in the above stated section of the Constitution."

(2) In the case of Application of Oklahoma Educational Television Authority (July 9, 1954), Okl., 272 P. 2d 1027, the syllabus is as follows:

"The Educational Television Act, House Bill 1033, Session Laws 1953, p. 551, 70 Okl. St. Ann. § § 2141-2165, in so far as it authorizes the creation of a debt against the Public Building Fund of Oklahoma, *or against the receipts and revenues to accrue to said fund*, violates Section 23 of Art. 10 of the Constitution of Oklahoma as amended in 1941, and to that extent said Act is unconstitutional and invalid."

In the body of the opinion of the above case it is held that Section 23, Article 10, supra, not only afforded protection from future debt against "a state fund fed by tax receipts," but from "a state fund fed by land sales, land rentals, oil receipts, etc.," and in the supplemental opinion on petition for rehearing it was held:

"It was not intended by the majority opinion to restrict the Authority from issuing bonds payable from funds now on hand, or accruing, in the Public Building Fund during the biennium ending June 30, 1955."

(3) In the case of Application of Oklahoma Planning and Resources Board (Aug. 9, 1954), Okl., 274 P. 2d 61, our State Supreme Court, in holding that the issuance of the park bonds involved therein did not create an indebtedness of the state in violation of Sections 23, 24 and 25, Article 10, supra, stated:

"* * * The bonds expressly provide that they shall be payable solely from the revenues derived from the operation of the parks and shall not be an indebtedness of the State of Oklahoma or the Oklahoma Planning and Resources Board. * * *"

(4) By an examination of the case of Application of Oklahoma Turnpike Au-

thority—3 cases—(Dec. 7, 1954), Okl., 277 P. 2d 176, referred to in Mr. Vaughn's brief, it will be found that said case does not discuss the provisions of Sections 23, 24 or 25 of Article 10, but, as set forth in the editorial statement thereof, whether or not the evidence in said case

"was sufficient to establish that *proceedings taken before authority* in connection with issuance of such bonds complied with statutes authorizing the issuance."

(5) The most recent pertinent decision of our State Supreme Court is *Morris v. City of Oklahoma City* (June 26, 1956), Okl., 299 P. 2d 131, wherein the first paragraph of the syllabus is as follows.

"Under the provisions of 60 O. S. 1951 § § 176 to 180, inclusive, as amended, a municipality may lease its airports to the trustees of a charitable public trust for the purpose of promoting and enlarging the air navigating facilities of the city, a public function, and the trustees may issue and sell bonds to cover the cost of such improvements, provided the bonds do not become an obligation of the city or the state, but are payable solely from income to the trustees."

In consideration of the principles of law announced in the foregoing decisions of our State Supreme Court, and since, in our opinion, excise taxes levied and collected under the laws of the state on the sale, etc., of gasoline or motor fuel in Oklahoma, including gasoline or motor fuel calculated (under Section 2, *supra*) to be consumed in travel on turnpikes such as are referred to in House Bill 932, are not "revenues derived from the operation" of said turnpikes, but are revenues derived from or through "the taxing power of the State," and since said bill does not directly or indirectly provide that same will not take effect

"until it shall, at a general election

have been submitted to the people and have received a majority of all the votes cast for and against it at such election. * * *",

as provided in Section 25, Article 10 of our State Constitution, the Attorney General is of the opinion that said house bill is invalid *in so far* as it authorizes the *pledging* of future deposits in the Trust Fund for the purposes set out in Section 3 (b) of the bill.

However, in view of the supplemental opinion in the Oklahoma Educational Television Authority case, *supra*, we think that public funds, such as are involved here, may properly be *expended* for the payment of such bonds, and the Attorney General is, therefore, of the further opinion that *in so far* as said bill authorizes deposits in the Trust Fund to be *expended* (as distinguished from the *pledging* of future deposits) for the purposes set out in Section 3 (b), it does not violate the Oklahoma Constitution.

As stated in Mr. Vaughn's brief, the Supreme Court of Oklahoma has not "passed directly on the point" involved here, and since Section 4 of House Bill 932, as amended on this date, provides that:

"Immediately upon the passage and approval of this Act the Oklahoma Turnpike Authority shall file an application with the Supreme Court under the procedure set out above, for a *determination of the validity of such Trust Fund*, the validity of a pledge thereof by the Authority as provided in this Act, and any other questions as to the constitutionality or validity of this Act that may be brought before the Supreme Court, and exclusive jurisdiction is hereby conferred upon the Supreme Court to hear and determine such application. *No apportionments provided for in this Act shall be made until such application has been passed upon and determined by the Supreme Court.*"

it would appear, if House Bill 932 is

adopted by the legislature, that an authoritative decision of our State Supreme Court may be obtained by the Oklahoma Turnpike Authority before any of the bonds referred to in said bill are issued.

Yours very truly

FOR THE ATTORNEY GENERAL

Fred Hansen
First Assistant Attorney
General

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at at 11:00 a. m., tomorrow, 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:

SJR 20—State and Federal Government — To Constitutional Amendments, Initiative and Referendum and Code Revision by previous order.

SJR 25—Privileges and Elections.

Senator Walker asked unanimous consent, which was granted, that the second reference of **SJR 25** to Constitutional Amendments Initiative and Referendum and Code Revision, be rescinded and that the Resolution be ordered printed and placed upon the Calendar.

SJR 27—Roads and Highways.

SB 334—State and Federal Government.

HB 611—Roads and Highways.

Senator Cartwright asked unanimous consent that **HB 611** be not printed, which was the order.

DO PASS, as amended:

HJR 520—Senate and Legislative Affairs — To Constitutional Amendments, Initiative and Referendum and Code Revision by previous order.

HB 753—Planning and Resources.

HB 903—Senate and Legislative Affairs.

HB 918—County Government.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 12-a, Senator Collins moved that the votes be reconsidered by which **HBs 845** and **846** were passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 583, SBs 303 and **359** each correctly engrossed.

SR 54 correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 583**, as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 303** and **359** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 54** was properly signed and ordered transmitted to the Secretary of State.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 25**.

The above numbered Resolution was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 641** and **785**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 503**, and requesting Conference.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HJRs 510, 538; HBs 556, 581, 692, 749, 862** and **938**, requesting Conference and referring the bills and resolutions to the General Conference Committee on Appropriations.

Upon motion of Senator Hope, the request of the Honorable House for Conferences on Engrossed **HJR**s 510 and 538 and Engrossed **HB**s 556, 581, 692, 749, 862 and 938, was ordered granted, referring the bills and resolutions to the General Conference Committee on Appropriations.

MESSAGES FROM THE HOUSE

Transmitting following bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HB**s 538, 539, 546, 547, 551, 558, 578, 582, 638, 834 and 907.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB** 538 was read and consideration deferred:

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. 538, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE DEPARTMENT OF CHARITIES AND CORRECTIONS; PROVIDING THAT THE COMMISSIONER OF CHARITIES AND CORRECTIONS SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Special Conference Committee Report be refused.
2. That the Senate recede from Senate Amendment No. 1.
3. That the Senate recede from Senate Amendment No. 2.
4. That the Senate recede from Senate Amendment No. 3.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Nance
Pitcher	Poynor
Shoemake	Reneau
Tipps	Roberts
Trent	Sparger
	Williams

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB** 539 was read and consideration deferred:

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. 539, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF COMMERCE AND INDUSTRY; PROVIDING FOR THE PAYMENT OF EXPENSES INCIDENT TO THE OPERATION OF THE DEPARTMENT; PROVIDING FOR THE SALARY OF THE DIRECTOR AND OTHER EMPLOYEES; MAKING THE APPROPRIATION NONFISCAL; MAKING THE

PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.
2. That the Senate recede from Senate Amendment No. 2.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Nance
Pitcher	Poynor
Shoemake	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 546** was read and consideration deferred:

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. 546, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE PARDON AND PAROLE BOARD; PROVIDING THAT THE PARDON AND PAROLE OFFICER SHALL FIX

THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATION SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope Chairman	Ruby, Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
King	Levergood
Pitcher	Nance
Shoemake	Poynor
Tipps	Reneau
Trent	Roberts
	Sparger
	Williams
	(Murray)

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 547** was read and consideration deferred:

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. 547, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE OKLAHOMA HISTORICAL SOCIETY,

PROVIDING THAT THE ADMINISTRATIVE SECRETARY SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Nance
Pitcher	Poynor
Shoemake	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

CONFERENCE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 547—
By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE OKLAHOMA HISTORICAL SOCIETY; PROVIDING THAT THE ADMINISTRATIVE SECRETARY SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the office of the Oklahoma Historical Society, from the General Revenue Fund of the State Treasury for the fiscal years indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to perform the duties of the office of the Oklahoma Historical Society, as prescribed by law.

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Personal Services (Including O.A.S.I.) -----	\$48,000.00	\$48,000.00
Operating Expense -----	20,000.00	20,000.00
Microfilming of Newspapers and Historical Documents, Equipment Installation, Personal Services, and Operating Expense -----	20,000.00	20,000.00
Historical Sites Survey and Development -----	5,000.00	5,000.00
Oklahoma Historical Day -----	1,000.00	1,000.00
 Total -----	 \$94,000.00	 \$94,000.00

SECTION 2. The Administrative Secretary shall appoint and fix the duties

and compensation of the employees necessary to perform the duties imposed upon the Oklahoma Historical Society by law, payable from the appropriations made by Section 1 of this Act for the expenses of personal services, in accordance with the following schedule:

TITLE	NUMBER		
	AUTHORIZED	MINIMUM	MAXIMUM
Administrative Secretary	1	\$7,000	\$7,200
Account Clerk	1	2,950	3,250
Archivist	1	2,950	3,250
Building Guide	1	2,300	2,600
Chief Curator	1	4,600	4,900
Curator	1	2,400	2,700
Assistant Curator	2	2,300	2,600
Editor	1	3,500	4,500
Librarian	1	2,750	3,250
Cataloguer	1	2,400	2,700
Assistant Librarian	1	2,400	2,925
Stenographer-Clerk	1	2,580	2,925
Watchman	1	2,480	2,600
Total	14		

SECTION 3. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

SECTION 4. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 5. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 551** was read and consideration deferred:

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. 551, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE OKLAHOMA STATE LIBRARY; PROVIDING THAT THE STATE LIBRARIAN SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope, Chairman	Ruby, Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Cowden	Fuller
Dacus	Garrison
Grantham	Hurst
Hamilton	Larason
King	Levergood
Pitcher	Nance
Shoemake	Poynor
Tipps	Reneau
Trent	Roberts
	Sparger
	Williams
	(Murray)

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 558** was read and consideration deferred:

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. 558, and Engrossed Senate Amendment thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE SUPREME COURT; PROVIDING THAT THE SUPREME COURT JUSTICES SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING FOR PAYMENT OF SUPERNUMERARY JUDGES; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.
2. That the Senate recede from Senate Amendment No. 2.
3. That the Senate recede from Senate Amendment No. 3.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Nance
Pitcher	Poynor
Shoemake	Reneau
Tipps	Roberts
Trent	Williams
	(Murray)

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 578** was read and consideration deferred:

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. 578, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE SALARY ADMINISTRATION BOARD; STATING THE PURPOSE; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Cowden	Fuller
Dacus	Garrison
Grantham	Hurst
Hamilton	Larason
King	Levergood
Pitcher	Nance
Shoemake	Poynor
Tipps	Reneau
Trent	Roberts
	Sparger
	Williams
	(Murray)

CONFERENCE COMMITTEE SUB-

STITUTE FOR HOUSE BILL NO. 578—
By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE STATE SALARY ADMINISTRATION BOARD; STATING THE PURPOSE; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the State Salary Administration Board, from the General Revenue Fund of the State Treasury, for the fiscal years indicated, the following amounts or so much thereof as may be necessary to perform the duties of the Salary Administration Board, as prescribed by law.

	Fiscal Year Ending	Fiscal Year Ending
	June 30, 1960	June 30, 1961
Personal Services and Operating Expense	\$30,000.00	\$30,000.00

SECTION 2. The State Salary Administration Board shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the State Salary Administration Board by law, payable from the appropriations made by Section 1 of this Act, in accordance with the following schedule:

TITLE	NUMBER		
	AUTHORIZED	MINIMUM	MAXIMUM
Executive Secretary	1	\$7,200	\$8,400
Administrative Secretary	1	4,800	4,800
Stenographer II	1	4,800	4,800
Stenographer Clerk	1	3,600	3,600
Total	4		

SECTION 3. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

SECTION 4. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 5. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 582** was read and consideration deferred:

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. 582, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE OKLAHOMA TAX COMMISSION; PROVIDING FOR THE PAYMENT OF EMPLOYEES AND OTHER OPERATING EXPENSES OF THE OKLAHOMA TAX COMMISSION; RESTRICTING AGAINST PAYMENTS FOR PRIOR YEARS OBLIGATIONS; PROVIDING FOR THE PAYMENT OF PERSONNEL AND OTHER EXPENSES OF THE STATE EXAMINER AND INSPECTORS OFFICE; AND DECLARING AN EMERGENCY,
beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following General Conference Committee on Appropriations amendment be adopted:

Section 1, Page 1, Lines 14, 15, 16 and 17, so much as reads "Three Million Two Hundred Eighty-one Thousand Four Hundred Forty-seven Dollars (\$3,281,447.00)" and "Three Million Two Hundred Eighty-one Thousand Four Hundred Forty-seven Dollars (\$3,281,447.00)" be changed to read "Three Million Seven Hundred Seventy-six Thousand Eight Hundred Twenty-three Dollars (\$3,776,823.00)" and "Three Million Seven Hundred Seventy-six Thousand Eight Hundred Twenty-three Dollars (\$3,776,823.00)".

Respectfully submitted,

Senate Conferees: House Conferees:

- | | |
|----------|-----------|
| Hope, | Ruby, |
| Chairman | Chairman |
| Bailey | Green |
| Baldwin | Arrington |
| Boecher | Bullard |
| Breeden | Fuller |
| Cowden | Garrison |
| Dacus | Hurst |
| Grantham | Larason |
| Hamilton | Levergood |
| King | Nance |
| Pitcher | Poynor |
| Shoemake | Reneau |
| Tipps | Roberts |
| Trent | Sparger |
| | Williams |
| | (Murray) |

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 638** was read and consideration deferred:

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. 638, and Engrossed Senate Amendments thereto, entitled:

AN ACT PERTAINING TO PREDATORY ANIMALS,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That Senate Amendment No. 1 be adopted.

2. That the Senate recede from Senate Amendment No. 2.

3. That the following General Conference Committee Amendment be adopted:

Strike the present TITLE and insert the TITLE to read as follows:

AN ACT PERTAINING TO PREDATORY ANIMALS,

TORY ANIMALS; DIRECTING THE OKLAHOMA WILDLIFE CONSERVATION COMMISSION TO ENTER INTO AN AGREEMENT WITH APPROPRIATE FEDERAL AGENCIES TO CONTROL PREDATORY ANIMALS; AUTHORIZING COOPERATION UNDER UNITED STATES WILDLIFE SERVICE SUPERVISION WITH COUNTIES AND PRIVATE INDIVIDUALS OR ASSOCIATIONS, AND AUTHORIZING SUCH ASSOCIATION TO MAKE APPROPRIATIONS FOR A "PREDATOR AND RODENT FUND"; CREATING SUCH FUND; APPROPRIATING SAME TO OKLAHOMA WILDLIFE COMMISSION; TRANSFERRING ANY MONIES IN RODENT CONTROL TO SUCH FUND; APPROPRIATING FORTY-ONE THOUSAND DOLLARS (\$41,000.00) TO SUCH FUND; PROVIDING FOR DISPOSITION OF FURS, SKINS AND SPECIMENS OF PREDATORY ANIMALS; PROCEEDS FROM SALES THEREOF; DESIGNATING CERTAIN OTHER MONIES FOR SAID FUND, AND PRESCRIBING METHOD OF DISBURSEMENT; MAKING APPROPRIATIONS FISCAL AND PROVIDING FOR ANNUAL TRANSFER OF BALANCE IN FUND; PROVIDING FOR SEVERABILITY; REPEALING CONFLICTING ACTS AND PARTS OF ACTS; AND DECLARING AN EMERGENCY.

4. That the following General Conference Committee Amendment be adopted:

In Section 4, Page 2, Lines 26, 27 and 28 so much as reads "SEVENTY FIVE THOUSAND DOLLARS (\$75,000.00)" is hereby amended to read "Forty One Thousand Dollars (\$41,000.00)".

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Breeden	Arrington
Boecher	Bullard
Baldwin	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Poynor
Pitcher	Reneau
Shoemake	Roberts
Tipps	Williams
Trent	(Murray)

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 834** was read and consideration deferred:

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. 834, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS FROM DESIGNATED STATE FUNDS TO PAY WARRANTS CANCELED BY STATUTE: MAKING SAID APPROPRIATIONS NON-FISCAL; PROVIDING THAT PROVISIONS OF THIS ACT SHALL BE SEVERABLE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY, beg leave to report that we have had the same under consideration and here-

with return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following General Conference Committee on Appropriations Amendment be adopted:

Amend SECTION 5, Page 2, immediately following Line 20 to add the following:

"0314467	Albert Parsley	-----	\$36.00
0450212	Nora Southern	----	72.00
0814925	G. E. Richardson	--	67.00
0857903	Emma Rentie	----	41.00"

Respectfully submitted,

Senate Conferees: House Conferees:

- | | |
|----------------|-----------|
| Hope, Chairman | Ruby, |
| Bailey | Chairman |
| Baldwin | Green |
| Boecher | Arrington |
| Breeden | Bullard |
| Cowden | Fuller |
| Dacus | Garrison |
| Grantham | Hurst |
| Hamilton | Larason |
| King | Levergood |
| Pitcher | Nance |
| Shoemake | Poynor |
| Trent | Reneau |
| | Roberts |
| | Sparger |
| | Williams |
| | (Murray) |

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 907** was read and consideration deferred:

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. 907, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING A SUPPLE-

MENTAL APPROPRIATION TO THE STATE TREASURER; STATING THE PURPOSE; MAKING THE APPROPRIATION FISCAL; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following General Conference Committee on Appropriations amendment be adopted. Immediately following the present Section 1, Page 1, insert a new Section 2 to read as follows:

"SECTION 2. There is hereby appropriated to the State Treasurer from any monies accrued to the Emergency Appropriation Fund for the fiscal year ending June 30, 1959, not otherwise appropriated, the sum of Two Thousand One Hundred Dollars (\$2,100.00). The said appropriation is to be used for the repair and renovation of furniture and equipment and for the purchase of new furniture and equipment.

3. That the following General Conference Committee on Appropriations amendment be adopted. Strike the present Section 2 and insert a new Section 3 to read as follows:

"SECTION 3. The appropriations made by this Act are non-fiscal and shall be available for expenditure and encumbrance purposes for thirty (30) months following the effective date of said appropriation. Any unencumbered or unexpended funds on hand at the end of the thirty (30) month period shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

4. That the following General Conference Committee on Appropriations amendment be adopted. Renumber the present Section 3 to read Section 4.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Nance
Pitcher	Poynor
Shoemake	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

Ninety-ninth Legislative Day

Thursday, June 25, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Cowden, Hall, Herndon, McSpadden, Shoemake.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Morford asked unanimous consent that Deidre Sue and Michelle Kay Easterly, very young daughters of Senator Easterly, be made Honorary Pages for this legislative day, which was the order.

Senator Grantham asked unanimous consent that Troy Giles of Ponca City be made an Honorary Page for this legislative day, which was the order.

Senator Hope asked unanimous consent that Anne Branan, daughter of Herbert L. Branan, former member of the House, be made an Honorary Journal Clerk for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

Senator Mahan presiding.

RESOLUTIONS

SR 55 was introduced by Senator Easterly, following which all members of the Senate, except Senator Garvin, asked to be made co-authors, which was the order.

SR 55, as co-authored, was read at length as follows, adopted upon motion of Senator Easterly and referred for enrollment:

SENATE RESOLUTION NO. 55—By Easterly, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).

A RESOLUTION COMMENDING THE HONORABLE HAROLD T. GARVIN FOR HIS SERVICE AS PRESIDENT PRO TEMPORE OF THE STATE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE AND ENTRUSTING TO HIM HIS GAVEL, OFFICE FIXTURES AND FURNITURE.

WHEREAS, the long and distinguished legislative career of the Honorable Harold T. Garvin has culminated in his

selection and service as President Pro Tempore of the State Senate of the Twenty-seventh Session of the Oklahoma Legislature; and

WHEREAS, the most vital but most difficult of governmental processes is the deliberations of legislative assemblies and a vital factor in the successful functioning of any deliberative Body is the skill and prestige of the presiding officer, his reputation for integrity, and the degree to which he has mastered the complexities of this most difficult of legislative duties; and

WHEREAS, this the twenty-seventh session of the Oklahoma Legislature has been the longest legislative session in the history of the State, has involved some of the most crucial legislation in the long history of our commonwealth and has imposed a tremendous burden of work and responsibility on all the members of the State Senate but most particularly on the presiding officer, the President Pro Tempore; and

WHEREAS, the Honorable Harold T. Garvin has met the tremendous challenge posed by the high responsibilities of his office during this long and difficult legislative session in a truly outstanding manner, with the highest degree of efficiency and impartiality, and has thereby justified the faith and confidence reposed in him by his colleagues when they elected him to the highest post in the State Senate; and

WHEREAS, it has been the custom of the said Senate of this State at the close of their Session to entrust to the President Pro Tempore his gavel, office fixtures and furniture as a token of their appreciation for his services both to the Senate and to the people of the State of Oklahoma, and the services rendered by the Honorable Harold T. Garvin as President Pro Tempore have been such as to deserve the highest degree of approbation and appreciation

from this Body, in whatsoever form the same might be expressed.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

That the gavel, office fixtures and furniture used by the Honorable Harold T. Garvin during his tenure as President Pro Tempore of the Senate be entrusted to his care and retention 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.

BE IT FURTHER RESOLVED that this Resolution be spread at large upon the pages of the official journal of the State Senate as permanent evidence of the appreciation of his colleagues for his services as President Pro Tempore during the twenty-seventh legislative session.

President Pro Tempore Garvin presiding.

SR 56 was introduced by Senator Easterly, following which all members of the Senate, except Senators Wilson (Beckham) and Payne asked to be made co-authors, which was the order.

SR 56, as co-authored, was read at length as follows, adopted upon motion of Senator Easterly and referred for enrollment:

SENATE RESOLUTION NO. 56—By Easterly, Allen, Bailey, Baldwin, Ber-
rong, Boecher, Breeden, Carrier, Cart-
wright (Bryan), Cartwright (Seminole),
Cobb, Collins, Cowden, Dacus, Field,
Fine, Garvin, Grantham, Hall, Hamilton,
Harris, Herndon, Hope, Kerr, King,
Land, McClendon, McColgin, McSpad-
den, Mahan, Miskovsky, Morford, Paz-
oureck, Pitcher, Ritzhaupt, Sandlin,
Shoemake, Stipe, Tipps, Trent, Walker,
Wilson (Greer).

A RESOLUTION COMMENDING

THE HONORABLE CHARLES M. WILSON AND THE HONORABLE TOM PAYNE AS FLOOR LEADER AND ASSISTANT FLOOR LEADER OF THE STATE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE AND ENTRUSTING CERTAIN FURNITURE TO THEM.

WHEREAS, The Honorable Charles M. Wilson, State Senator from Beckham County, and the Honorable Tom Payne, State Senator from Okmulgee County, have throughout their tenure in this Legislative Body contributed greatly to its successful discharge of governmental responsibilities by outstanding service on legislative committees and in the debates and deliberations of this Body; and

WHEREAS, Their records of achievement and obvious capacities for posts of great responsibility caused their colleagues in the State Senate and the Chief Executive of this sovereign State to repose in them their highest confidence, and resulted in their selection as Floor Leader, and Assistant Floor Leader, respectively, and

WHEREAS, Senator Wilson and Senator Payne have discharged the exacting duties of their posts with great distinction, presenting the Administration program with great skill and aggressiveness, but with the highest degree of sincerity and fairness to the membership of the State Senate; and

WHEREAS, The integrity, skill and courtesy displayed by Senator Wilson and Senator Payne during this Legislative Session are all the more commendable in view of the fact that much of the most important and some of the most controversial legislation in the history of our sovereign State was considered and enacted during this, the longest Legislative Session in the history of our State Government; and

WHEREAS, The distinguished service rendered by the Floor Leader and Assistant Floor Leader, and the long

and arduous labors contributed by them to the cause of legislative service fully justified the great confidence reposed in them and the esteem expressed for them by their colleagues of the majority party in the State Senate, and such service is deserving of the highest commendation and most lasting gratitude; and

WHEREAS, It is the custom of the Senate of this State at the close of their Session to entrust to the custody of the Majority Floor Leader and Assistant Floor Leader certain furniture or office fixtures in appreciation of their services to the Senate and to the people of the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

THAT a Committee of three (3) members be appointed to secure two (2) appropriate chairs, and that said chairs be committed to their care and custody as a token of our high esteem and appreciation of their outstanding services as Floor Leader and Assistant Floor Leader, during this Twenty-seventh (27th) Session of the Legislature of the State of Oklahoma; and

BE IT FURTHER RESOLVED That this Resolution be spread at large upon the pages of the official Journal of this Senate in lasting appreciation of the sentiments of appreciation and commendation expressed herein.

As provided under **SR 56**, the President Pro Tempore appointed Senators Easterly, Wilson (Greer) and Cowden.

COMMUNICATION

The following Communication was read and ordered incorporated in the Journal:

TO THE MEMBERS OF THE HONORABLE SENATE, 1959 SESSION:

May I take this opportunity to sin-

cerely thank each and every one of you gentlemen who was helping me to pass the State Athletic Commission Bill.

I had no desire to hurt any person or persons in the wrestling business. My long years of friendship with Leroy McGuirk prompted me to forget the bill.

Again, let me thank each and every one of you from the bottom of my Irish heart for your support.

Always your friend,
Red Andrews

MESSAGE FROM THE HOUSE

Advising the referral of the following numbered Engrossed Bill to the General Conference Committee on Appropriations: **HB 567**.

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 329—Public Safety.

HB 826—Game and Fish.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

HJR 543—Senator Field asked unanimous consent that **HJR 543** be ordered printed and placed upon the Calendar without reference to a committee, which was the order.

GENERAL ORDER

SJR 25, by Walker, was read and considered.

Senator Walker asked unanimous consent that the Section 5 be stricken, which was the order.

Upon motion of Senator Walker, **SJR 25**, as amended, was advanced to engrossment.

Senator Walker asked unanimous consent that the rules of the Senate be suspended, and that **SJR 25** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SJR 25 was read for the third time at length as follows:

SENATE JOINT RESOLUTION NO. 25—By Walker.

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE III OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, SO AS TO FIX THE QUALIFICATIONS OF ELECTORS OF THIS STATE FOR THE PURPOSE OF CASTING BALLOTS AT ELECTIONS AND FOR THE PURPOSE OF BECOMING CANDIDATES FOR PUBLIC OFFICE.

BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH 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 III of the Constitution of the State of Oklahoma:

Section 1. Qualified electors of this State, for purpose of casting a ballot, shall be citizens of the United States, citizens of the State, properly registered for voting, including persons of Indian descent (native of the United States), who are over the age of twenty-one years and who have resided in the State one year, in the county *thirty (30) days*, and in the election precinct *fifteen (15) days* next preceding the election at which such elector offers to vote. Provided, that no person adjudged guilty of a felony, subject to such ex-

ceptions as the legislature may prescribe, nor any person kept in a poor house at public expense, except Federal, Confederate and Spanish-American ex-soldiers or sailors, nor any person in a public prison, nor any idiot or lunatic, shall be entitled to register and vote. *Provided, that qualified electors of this State, for purposes of becoming qualified candidates for public office, must possess all the qualifications required of qualified electors for purpose of casting a ballot, and in addition thereto, must have resided in the county six (6) months and in the election precinct thirty (30) days, provided that such a candidate must possess all qualifications for holding office on or before the day his notification and declaration is filed.*

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE

State Question No.-----

Legislative Referendum No.-----

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment amending Section 1, Article III, Oklahoma Constitution, by requiring residence of fifteen days in the voting precinct, thirty days in the county of residence, and one year in the State of Oklahoma, as prerequisites for eligibility for voting, and providing that candidates for public office must possess not only the above qualifications of a qualified elector, but must have resided in the county six months, in the election precinct thirty days and possess qualifications for holding office on or before the day his notifications and declaration of candidacy is filed,

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

- YES
- NO

SECTION 3. The President Pro Tempore of the Senate and the Speaker of the House of Representatives shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said Ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing state-wide primary election, whichever is earlier, 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:

Aye: Allen, Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Easterly, Field, Garvin, Harris, Kerr, King, Land, McClendon, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Walker, Wilson (Greer).—27.

Nay: Collins, Fine, Grantham, Hamilton, McColgin, Wilson (Beckham).—6.

Excused: Berrong, Cowden, Hall, Herndon, McSpadden, Shoemake.—6.

Not Voting: Baldwin, Hope, Mahan, Miskovsky, Trent.—5.

The Resolution was declared passed.

The question being, Shall SJR 25, by Walker, entitled:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE III OF THE CONSTITUTION OF THE STATE OF OKLAHOMA, SO AS TO FIX THE QUALIFICATIONS OF ELECTORS OF THIS STATE FOR THE PURPOSE OF

CASTING BALLOTS AT ELECTIONS AND FOR THE PURPOSE OF BECOMING CANDIDATES FOR PUBLIC OFFICE, be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a Special Election to be held throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing state-wide primary election, whichever is earlier, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized to be held throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing state-wide primary election, whichever is earlier, as provided in Section 1 of Article 24 of the Constitution of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Garvin, Grantham, Hope, Kerr, Land, McClendon, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Fine, Hamilton, King, McColgin.—4.

Excused: Berrong, Cowden, Hall, Herndon, McSpadden, Shoemake.—6.

Not Voting: Harris, Mahan, Miskovsky, Wilson (Beckham).—4.

The President Pro Tempore, 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 was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Fine moved to reconsider the vote by which **SJR 25** was passed.

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

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 138** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 138 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF CIVIL DEFENSE; STATING THE PURPOSE; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 138, attached hereto, DO PASS.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 138 —By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF CIVIL DEFENSE; STATING THE PURPOSE; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS OR

PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the Office of Civil Defense out of any monies in the General Revenue

Fund of the State Treasury, not otherwise appropriated, for the fiscal years ending June 30, 1960, and June 30, 1961, the following amounts or so much thereof as may be necessary to carry out the duties imposed upon the Office of Civil Defense as prescribed by law.

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Personal Services (Including O.A.S.I.) -----	\$ 39,280.00	\$ 39,280.00
Operating Expense -----	10,720.00	10,720.00
 Total -----	 \$ 50,000.00	 \$ 50,000.00

SECTION 2. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

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.

Respectfully submitted,
Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Boecher	Arrington
Cowden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pitcher	Levergood
Shoemaker	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

SB 138, 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:

Aye: Allen, Baldwin, Boecher, Carrier, Cartwright (Bryan), Cobb, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Berrong, Cowden, Herndon, McSpadden, Shoemake.—5.

Not Voting: Bailey, Breeden, Cartwright (Seminole), Collins, Fine, Miskovsky, Tipps.—7.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Carrier, Cartwright (Bryan), Cobb, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Berrong, Cowden, Herndon, McSpadden, Shoemake.—5.

Not Voting: Bailey, Breeden, Cartwright (Seminole), Collins, Fine, Miskovsky, Tipps.—7.

The emergency was declared passed.

SB 138 together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

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

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 35** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE HOUSE
OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 35 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE STATE VETERANS DEPARTMENT, STATE ACCREDITING AGENCY, OKLAHOMA STATE WAR VETERANS HOME FACILITIES, SULPHUR, OKLAHOMA, THE OKLAHOMA STATE WAR VETERANS FACILITIES, ARDMORE, OKLAHOMA, AND THE OKLAHOMA WAR VETERANS COMMISSION; STATING THE PURPOSE; PROVIDING FOR TRANSFER OF FUNDS; AUTHORITY FOR ADMINISTRATION OF AFFAIRS OF THE STATE VETERANS DEPARTMENT, STATE ACCREDITING AGENCY, AND EACH OF THE INSTITUTIONS LISTED IN THIS ACT; AUTHORITY FOR APPOINTMENT AND COMPENSATION OF PERSONNEL; * * * AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Engrossed House Amendment No. 1.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope, Chairman	Ruby, Chairman
Bailey	Green
Boecher	Arrington
Cowden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pitcher	Levergood
Shoemake	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Sparger
	Williams (Murray)

SB 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:

Aye: Allen, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Berrong, Herndon, McSpaden—3.

Not Voting: Bailey, Baldwin, Cartwright (Seminole), Fine, McColgin, Miskovsky.—6.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe,

Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Berrong, Herndon, McSpaden—3.

Not Voting: Bailey, Baldwin, Cartwright (Seminole), Fine, McColgin, Miskovsky.—6.

The emergency was declared passed.

SB 35, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

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

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 287** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 287 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE OKLAHOMA STATE LEGISLATURE; STATING THE PURPOSE; PROVIDING FOR APPROVAL OF CLAIMS; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 287, attached hereto, **DO PASS.**

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 287—By General Conference Committee on Appropriations.

AN ACT AUTHORIZING THE PRESIDENT PRO TEMPORE OF THE

OKLAHOMA STATE SENATE AND THE SPEAKER OF THE OKLAHOMA HOUSE OF REPRESENTATIVES TO EXPEND CERTAIN FUNDS; STATING THE PURPOSE; PROVIDING FOR APPROVAL OF CLAIMS; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The President Pro Tempore of the Oklahoma State Senate and the Speaker of the Oklahoma House of Representatives are hereby authorized and directed to pay from funds appropriated to the State Senate and the House of Representatives by Senate Bill No. 108, Regular Session of the Twenty-sixth Oklahoma Legislature, the sum of Three Thousand Seven Hundred Dollars (\$3,700.00), the same to be equally divided from the appropriation to the Oklahoma State Senate and the Oklahoma House of Representatives, for the purpose of paying for the printing of the 1957 Oklahoma Session Laws.

SECTION 2. Prior to the payment thereof, the claim or claims for the services for which funds are appropriated in Section 1 of this Act shall be approved by the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

SECTION 3. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions 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.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Cowden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pitcher	Levergood
Shoemake	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

SB 287, 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:

Aye: Allen, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Berrong, Herndon, McSpadden.—3.

Not Voting: Bailey, Baldwin, Breeden, Fine, Hall, McClendon, McColgin, Sandlin, Trent.—9.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Har-

ris, Hope, Kerr, King, Land, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Berrong, Herndon, McSpaden.—3.

Not Voting: Bailey, Baldwin, Breeden, Fine, Hall, McClendon, McColgin, Sandlin, Trent.—9.

The emergency was declared passed.

SB 287, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 62** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 62 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE COMMISSIONERS OF THE LAND OFFICE; STATING THE PURPOSE; PROVIDING THAT THE COMMISSIONERS SHALL CREATE THE POSITIONS AND FIX THE SALARIES; MAKING THE APPROPRIATION FISCAL; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY, beg leave to report that we have had

same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 62, attached hereto, **BE ADOPTED AS AMENDED.**

AMENDMENT NO. 1. On Page 1, Line 16 of the Conference Committee Substitute, strike the figures "\$285,867.00 \$285,867.00" and insert in lieu thereof the figures "\$335,867.00 \$335,867.00".

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 62—By General Conference Committee on Appropriations.

AN ACT MAKING AN APPROPRIATION TO THE COMMISSIONERS OF THE LAND OFFICE; STATING THE PURPOSE; PROVIDING THAT THE COMMISSIONERS SHALL CREATE THE POSITIONS AND FIX THE SALARIES; MAKING THE APPROPRIATION FISCAL; MAKING 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 the funds specified, to the Commissioners of the Land Office the following amounts, or so much thereof as shall be sufficient for the expenses of personal services including Old Age and Survivors Insurance, operating expenses, and the purchase of equipment necessary to carry out the function of the Land Office.

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
General Revenue Fund -----	\$ 75,000.00	\$ 75,000.00
Depletion, Management and Sales Fund -----	\$285,867.00	\$285,867.00

SECTION 2. The Commissioners of the Land Office shall create the positions, make the appointments, and fix

the salaries of officials and employees necessary to perform the duties imposed upon the Commissioners of the Land

Office by law, payable from the appropriations made by Section 1 of this Act. The authority to create positions and fix the rate of pay for said positions extends to all operations of the office of the Commissioners of the Land Office whether the salaries are to be paid from the General Revenue Fund or the Depletion, Management and Sales Fund.

SECTION 3. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, in either the General Revenue Fund appropriation or the Depletion, Management and Sales Fund appropriation, such balance shall lapse and be transferred to the proper fund of the then current fiscal year.

SECTION 4. The provisions of this Act are severable and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions 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.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope, Chairman	Ruby, Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Dacus	Garrison
Grantham	Hurst
King	Larason
Hamilton	Levergood
Pitcher	Nance
Shoemake	Poynor
Tipps	Reneau
Trent	Sparger
	Williams
	(Murray)

SB 62, 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:

Aye: Allen, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Berrong, Herndon, McSpaden.—3.

Not Voting: Bailey, Baldwin, Hall, McClendon, Trent.—5.

The bill, as amended in Conference, was passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Berrong, Herndon, McSpadden.—3.

Not Voting: Bailey, Baldwin, Hall, McClendon, Trent.—5.

The emergency was declared passed.

SB 62, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 52** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 52 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE STATE DEPARTMENT OF AGRICULTURE; STATING THE PURPOSE; AUTHORITY FOR

THE APPOINTMENT AND COMPENSATION OF PERSONNEL; MAKING THE APPROPRIATION FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 52, attached hereto, DO PASS.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 52—By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE STATE DEPARTMENT OF AGRICULTURE; STATING THE PURPOSE; AUTHORITY FOR THE APPOINTMENT AND COMPENSATION OF PERSONNEL; PROVIDING FOR STOCK BRAND POLICEMEN; MAKING THE APPROPRIATION 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. 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 for the operation of the State Department of Agriculture, and authorized to be paid as hereinafter provided to the respective public officers and employees and for several purposes specified, including Old Age and Survivors Insurance, which amounts shall be available for the fiscal years indicated as follows:

Fiscal Year Ending	Fiscal Year Ending
June 30, 1960	June 30, 1961

STATE DEPARTMENT OF AGRICULTURE		
Administration -----	\$ 55,750.00	\$ 55,750.00

Warehouse and Community Sales -----	20,000.00	20,000.00
Veterinary Division (Including Mastitus, Anthrax, Hog Cholera, Bangs Disease, and infectious disease of livestock) -----	180,000.00	180,000.00
Slaughter House Inspection -----	100,000.00	100,000.00
Dairy Division -----	26,200.00	26,200.00
Marketing Division -----	66,500.00	66,500.00
Poultry Division -----	25,800.00	25,800.00
Entomology Division (Including peach mosaic work, tick control program, bind weed eradication, and pink boll worm) -----	155,500.00	155,500.00
SPECIAL APPROPRIATIONS:		
State Dairy Show -----	8,000.00	8,000.00
State Poultry Show -----	5,000.00	5,000.00
State Broiler Show -----	3,000.00	3,000.00
State Turkey Show -----	1,000.00	1,000.00
State Pecan Show -----	500.00	500.00
Total Special Appropriations -----	\$ 17,500.00	\$ 17,500.00
Total State Department of Agriculture -----	\$647,250.00	\$647,250.00

SECTION 2. The State Board of Agriculture shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the State Department of Agriculture by law, and shall incur other necessary expenses, payable from the appropriations made by this Act.

SECTION 3. The State Board of Agriculture shall employ not less than three (3) nor more than six (6) special policemen for duty under the supervision of the State Brand Registry Division for inter-county and inter-state investigations of livestock theft and conduct of educational programs on livestock brands and thefts, and there is hereby appropriated the sum of Twenty-Five Thousand Dollars (\$25,000.00) per annum for the salary and expenses of such officials from the Agriculture Trust Fund created by Section 10, Chapter A, Title 2, page 4, Oklahoma Session Laws, 1955 (2 O.S. Supp., 1957 § 2-10).

SECTION 4. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Fund of the then current fiscal year.

SECTION 5. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Dacus	Garrison
Grantham	Hurst
King	Larason
Hamilton	Levergood
Pitcher	Nance
Shoemake	Poynor
Tipps	Reneau
Trent	Sparger
	Williams
	(Murray)

SB 52, 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:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Berrong, Herndon, McSpadden.—3.

Not Voting: Bailey, Fine, Hall, McColgin, Trent.—5.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake,

Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Berrong, Herndon, McSpadden.—3.

Not Voting: Bailey, Fine, Hall, McColgin, Trent.—5.

The emergency was declared passed.

SB 52, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 28** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE HOUSE
OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 28 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE STATE DEPARTMENT OF HEALTH; STATING THE PURPOSE; PROVIDING FOR RECEIVING FEDERAL FUNDS; AUTHORITY FOR THE APPOINTMENT AND COMPENSATION OF PERSONNEL; STATING THE METHOD OF ALLOCATION OF FUNDS TO THE LOCAL HEALTH DEPARTMENTS; PROVIDING FOR THE METHOD OF PAYMENT OF CLAIMS; MAKING THE APPROPRIATION FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 28, attached hereto, DO PASS.

CONFERENCE COMMITTEE SUB-

STITUTE FOR SENATE BILL NO. 28
—By General Conference Committee on Appropriations.

AN ACT MAKING AN APPROPRIATION TO THE STATE DEPARTMENT OF HEALTH; STATING THE PURPOSE; PROVIDING FOR RECEIVING FEDERAL FUNDS; AUTHORITY FOR THE APPOINTMENT AND COMPENSATION OF PERSONNEL; STATING THE METHOD OF ALLOCATION OF FUNDS TO THE LOCAL HEALTH DEPARTMENTS; PROVIDING FOR THE METHOD OF PAYMENT OF

CLAIMS; MAKING THE APPROPRIATION 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 the General Revenue Fund in the State Treasury for the fiscal years indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to carry out the activities of the State Department of Health:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
For Personal Services, Operating Expense, and Purchase of Equipment -----	\$775,225.00	\$775,225.00
Radiation Advisory Committee -----	10,000.00	10,000.00

Additional funds provided by the Federal Government may be used to supplement the appropriations made by this section.

SECTION 2. There is hereby appropriated to the State Department of Health from the funds designated to be used for the activation of the Elk City Clinic. These funds will be available for the purposes specified for the fiscal years designated as follows:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
From the Emergency Appropriation Funds for the fiscal year ending June 30, 1959 -----	7,500.00	
GENERAL REVENUE FUND		
Personal Services and Operating Expenses -----	8,100.00	
Personal Services and Operating Expenses -----		9,000.00

SECTION 3. The State Commissioner of Health shall create the positions, fix the salary and duties, and shall make the appointment of personnel necessary to carry out the functions of the State Department of Health. The salary of the State Commissioner of Health shall be fixed by the State Board of Health.

SECTION 4. From the appropriations made by Section 1 of this Act for the fiscal years 1960 and 1961 for assistance to local health departments, not more than fifty cents (50c) per capita may be allocated to a county, based on the last decennial population census, pro-

vided, however, that not more than Twelve Thousand Dollars (\$12,000.00) shall be allocated to any one county; provided that a county, or a county in cooperation with any other subdivision, or subdivisions, of government in said county, to be eligible to receive funds under this appropriated item, shall provide local funds to finance its health department at least equal to the net proceeds of a county tax levy as follows:

(1) The per capita assessed valuation of each county shall be determined by dividing the total net assessed valuation of a county by the total popula-

tion of that county, as determined by the latest Federal Decennial Census, provided that the net assessed valuation used in this determination shall be the net assessed valuation as certified by the county for the previous fiscal year, and provided further, that the Commissioner of Health may adjust the county's total population figure for unusual conditions.

(2) The counties shall be ranked in their order according to per capita assessed valuation.

(3) Those counties whose per capita assessed valuation places them in a group comprising one-fourth ($\frac{1}{4}$) of the State's total number of counties with the lowest per capita assessed wealth, and whose total net assessed valuation is less than Fifteen Million Dollars (\$15,000,000.00), shall provide local funds at least equal to a county tax levy of three-tenths ($\frac{3}{10}$) of a mill.

(4) Those counties whose per capita assessed valuation places them in a group comprising one-fourth ($\frac{1}{4}$) of the total number of counties with the highest per capita assessed wealth, and also those counties whose total net assessed valuation is in excess of Fifty Million Dollars (\$50,000,000.00) shall provide local funds at least equal to a county tax levy of six-tenths ($\frac{6}{10}$) of a mill, provided, however, that such counties shall not be required to provide local funds in excess of sixty percent (60%) of the cost of the local health requirements, as determined by the Commissioner of Health.

(5) All other counties shall provide local funds at least equal to a county tax levy of one-half ($\frac{1}{2}$) mill.

SECTION 5. The funds appropriated by Section 1 of this Act for State Assistance to Local Health Departments shall be disbursed by claims filed with the State Commissioner of Health in the same manner as other funds appropriated to the State Health Department.

SECTION 6. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

SECTION 7. The provisions of this Act are severable, and if any part or provisions hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

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.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
King	Levergood
Hamilton	Nance
Pitcher	Poynor
Shoemake	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

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:

Aye: Allen, Bailey, Boecher, Breeden,

Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Berrong, Herndon, McSpadden.—3.

Not Voting: Baldwin, Fine, Hall, McColgin, Shoemake, Trent.—6.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Berrong, Herndon, McSpadden.—3.

Not Voting: Baldwin, Fine, Hall, McColgin, Shoemake, Trent.—6.

The emergency was declared passed.

SB 28, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Stipe asked that the record show him excused until such time as he returns to the Chamber, which was the order.

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

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 65** was read:

TO THE HONORABLE PRESIDENT OF THE SENATE AND

THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 65 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE STATE BOARD OF PUBLIC AFFAIRS; STATING THE PURPOSE; PROVIDING FOR THE SALARY OF THE SURPLUS PROPERTY AGENT AND OTHER EXPENSES; PROVIDING FOR THE APPOINTMENT AND COMPENSATION OF OTHER EMPLOYEES; AUTHORIZING THE STATE BOARD OF PUBLIC AFFAIRS TO TRANSFER CERTAIN FUNDS; MAKING THE APPROPRIATIONS NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation.

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 65, attached hereto, DO PASS.

CONFERENCE COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 65.—By General Conference Committee on Appropriations.

AN ACT RELATING TO THE STATE BOARD OF PUBLIC AFFAIRS; MAKING AN APPROPRIATION TO THE STATE BOARD OF PUBLIC AFFAIRS; AMENDING TITLE 80, ARTICLE 34.6, OKLAHOMA STATUTES 1951, AS AMENDED BY SENATE BILL NO. 299, REGULAR SESSION OF THE TWENTY-FIFTH OKLAHOMA LEGISLATURE, TO PROVIDE FOR THE PAYMENT OF SALARIES AND OTHER EXPENSES FROM THE STATE SURPLUS PROPERTY FUND; FIXING THE SALARY OF THE CHAIRMAN AND MEMBERS

OF THE STATE BOARD OF PUBLIC AFFAIRS; PROVIDING FOR THE PAYMENT OF SALARIES AND OTHER OPERATING EXPENSES FROM THE APPROPRIATIONS MADE BY THIS ACT; AUTHORIZING THE STATE BOARD OF PUBLIC AFFAIRS TO TRANSFER CERTAIN FUNDS; PROVIDING FOR THE METHOD OF ADMINISTERING THE APPROPRIATION FOR THE MAINTENANCE AND SUPERVISION OF OKLAHOMA ORPHANS, DESTITUTE AND DELINQUENT MINOR CHILDREN; MAKING THE APPROPRIATION 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 to the State Board of Public Affairs from the General Revenue Fund in the State Treasury for the fiscal years indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary for the purposes specified to carry out the various activities of the State Board of Public Affairs, as prescribed by law and indicated in the following schedule:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Administration -----	\$ 43,772.00	\$ 43,772.00
General Office, Purchasing, and Surplus Property Division -----	149,776.00	149,776.00
Engineering Division -----	42,289.00	42,289.00
Maintenance of Capitol Buildings and Grounds -----	335,230.00	335,230.00
Capitol Police (To carry out provisions of Article 18, Title 73, O.S. 1957 Supplement) -----	40,000.00	40,000.00
Santa Claus Commission -----	2,500.00	2,500.00
State Orphans -----	100,000.00	100,000.00
 Total -----	 \$713,567.00	 \$713,567.00

SECTION 2. The State Board of Public Affairs shall appoint and fix the duties and compensation of the officers and employees necessary to perform the duties imposed upon said Board by law, and shall incur other necessary expenses payable from the appropriations made for such purposes.

SECTION 3. Title 80, Article 34.6, Oklahoma Statutes 1951, as amended by Senate Bill No. 299, Regular Session of the Twenty-fifth Oklahoma Legislature, is amended to read:

§ 34.6. There is hereby created in the State Treasury a fund to be designated as the "State Surplus Property Fund" which shall consist of all moneys appropriated thereto by the Legislature and all moneys received by the Surplus Property Agent from State depart-

ments, boards, commission, institutions and agencies and from counties, cities and towns, and school districts as a reimbursement to the State of moneys spent in acquiring surplus property for such agencies. The Surplus Property Fund shall be expended by the Surplus Property Agent, under the supervision of the State Board of Public Affairs, for any expense incurred in the handling, transportation, warehousing, and distribution of surplus property received by purchase or donation, including the purchase of trucks, *including the salary of the Surplus Property Agent and other employee's salaries, together with other expenses incurred in the administration and operation*; provided that the purchase of any passenger-type vehicle is specifically prohibited. Expenditures

shall be made from said fund on vouchers or checks signed by the State Surplus Property Agent payable by the State Treasurer.

SECTION 4. The Chairman of the State Board of Public Affairs shall receive a salary of Ten Thousand Dollars (\$10,000.00) per annum, payable monthly, and all necessary expenses, to be approved by said Board of Public Affairs, actually incurred in the discharge of the duties of said Chairman. The other two (2) members of the State Board of Public Affairs shall receive a salary of Nine Thousand Dollars (\$9,000.00) each, per annum, payable monthly, and all necessary expenses actually incurred in the discharge of their duties, same to be approved by said Board of Public Affairs. The salary of the Chairman of the State Board of Public Affairs and the two (2) members shall be paid from the appropriation made by this Act.

SECTION 5. The State Board of Public Affairs is hereby authorized to transfer any unexpended appropriation from any of the institutions under its control, to any other institution under its control.

SECTION 6. The State Board of Public Affairs is hereby directed to transfer any available surplus at the end of each fiscal year, on a pro rata basis, from the appropriation made by Section 1 in the amount of One Hundred Thousand Dollars (\$100,000.00) per year for providing care and maintenance to State orphans to the institutions who are providing such care and maintenance.

SECTION 7. The State Board of Public Affairs is hereby given the authority to expend the funds appropriated in Section 1 for State orphans by contracting with the Superintendent, or other chief officer, of orphans homes or institutions within the State and otherwise qualified under these provisions to furnish food, clothing, shelter, and upkeep for Oklahoma orphans, destitute,

and delinquent minor children. Such contracts shall be made on a per capita basis not to exceed One Hundred Twenty Dollars (\$120.00) per year. To be eligible to receive any contractual benefits intended by this Act, such orphan home or institution must have been regularly organized, operated and maintained for at least two (2) years prior to the passage of this Act, and must make satisfactory proof to the State Board of Public Affairs that it is adequately equipped and operated in a manner sufficient to provide its care and supervision. Such orphan home or institution shall be required by the State Board of Public Affairs to submit to the said Board a verified statement of all receipts and expenditures made by the orphan home or institution during its preceding fiscal year and the said statement shall also show from what sources its receipts are derived and the funds to be made available for the support of the orphan, destitute, and delinquent minor children in the said orphan home or institution, and if the said Board of Public Affairs finds upon examination of the statement and information or otherwise so rendered by the said orphan home or institution that their funds are not being properly expended for the support of orphan, destitute, and delinquent minor children in such orphan home or institution, then the said State Board of Public Affairs may withhold from such orphan home or institution the extension of any benefits from the fund herein appropriated. No State money shall be allocated under the provisions of this Act to any orphans' home or children's institution, not State owned, until the State Board of Public Affairs has approved the policies and standards of such orphans' home or children's institution. The State Board of Public Affairs shall make a biennial request, and it shall thereupon be the duty of the Child Welfare Division of the Department of Public Welfare to make an investigation of the

policies and standards of any orphans' home or children's institution, or of the individual children therein, and as to the need of such home or institution for State aid, and as to the necessity of the continued care of any child or children within such home or institution.

SECTION 8. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 9. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the Court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 10. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Cowden	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pitcher	Levergood
Shoemake	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

Senator Hope moved to adopt the Conference Committee Report on SB 65.

Senator King, as a substitute, moved that the Senate reject the Conference Committee Report on SB 65, request further conference, and that the Senate Conferees be instructed to write a separate bill having to do with orphanages; which motion was tabled upon motion of Senator Hope, the roll call being as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Hope, Kerr, McClendon, McColgin, Mahan, Miskovsky, Payne, Pitcher, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—27.

Nay: Carrier, Cobb, Collins, Fine, Hall, Hamilton, King, Land, Morford, Pazoureck, Ritzhaupt, Sandlin, Wilson (Beckham).—13.

Excused: Herndon, McSpadden, Stipe.—3.

Not Voting: Cartwright (Seminole).—1.

The vote occurring on the Hope motion, it was declared adopted.

SB 65, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Dacus, Easterly, Field, Garvin, Grantham, Harris, Hope, Kerr, Land, McClendon, McColgin, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Carrier, Collins, Fine, Hall, Hamilton, King, Morford, Ritzhaupt.—8.

Excused: Herndon, McSpadden, Stipe.—3.

Not Voting: Cartwright (Seminole), Cowden, Wilson (Beckham).—3.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emer-

gency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Dacus, Easterly, Field, Garvin, Grantham, Harris, Hope, Kerr, Land, McClendon, McColgin, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Carrier, Collins, Fine, Hall, Hamilton, King, Morford, Ritzhaupt.—8.

Excused: Herndon, McSpadden, Stipe.—3.

Not Voting: Cartwright (Seminole), Cowden, Wilson (Beckham).—3.

The emergency was declared passed.

SB 65, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING SENATE ACTION

Senator Hope moved that the request of the Honorable House for Conferences on **HBs 567** and **713** be granted and the bills be referred to the General Conference Committee on Appropriations, which motion prevailed.

Senators Shoemake and Tipps asked to be shown excused until such time as they return to the Chamber, which was the order.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 42** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE
HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 42 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE STATE BANKING DEPARTMENT;

PROVIDING THAT THE BANK COMMISSIONER SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; AMENDING 6 O. S. 1951, § 395.8(A); PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY, beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Engrossed House Amendments No. 1, 2, 3, 4, 5 and 6.

2. That on Page 2, line 26, after the word "Effective" strike the words "with the passage of this Act" and insert in lieu thereof "July 1, 1959".

Respectfully submitted,

Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Boecher	Arrington
Cowden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pitcher	Levergood
Shoemake	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

SB 42, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope,

Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: McColgin.—1.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Allen, Cobb, Dacus, Hall.—4.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: McColgin.—1.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Allen, Cobb, Dacus, Hall.—4.

The emergency was declared passed.

SB 42, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 161** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 161 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE PAULS VALLEY STATE SCHOOL; STATING THE PURPOSE; DESIGNATING THE STATE BOARD OF PUBLIC AFFAIRS AS THE CONTRACTING AND PURCHASING AGENCY; DELEGATING THE APPROVAL OF PLANS AND SPECIFICATIONS TO THE MENTAL HEALTH BOARD; MAKING THE APPROPRIATION NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Engrossed House Amendment No. 1.
2. That on Page 1, lines 21 and ?? the following language be stricken:
 "The Mental Health Board shall approve the plans and specifications of this project prior to the letting of contracts therefor."
3. That the title be changed by striking the following: "DELEGATING THE APPROVAL OF PLANS AND SPECIFICATIONS TO THE MENTAL HEALTH BOARD."

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope, Chairman	Ruby, Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
King	Levergood
Hamilton	Nance
Pitcher	Poynor
Shoemaker	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

SB 161, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Hall, Pitcher.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Hall, Pitcher.—2.

The emergency was declared passed.

SB 161, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 25** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE
HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 25 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE SECURITIES COMMISSION; PROVIDING THAT THE ADMINISTRATOR OF THE SECURITIES COMMISSION SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Engrossed House Amendment No. 1.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope, Chairman	Ruby, Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
King	Levergood
Hamilton	Nance
Pitcher	Poynor
Shoemaker	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

SB 25, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright

(Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Cowden, Hall.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Cowden, Hall.—2.

The emergency was declared passed.

SB 25, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 83** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 83 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIA-

TIONS TO THE STATE BUREAU OF INVESTIGATION; AUTHORIZING THE DIRECTOR, WITH THE APPROVAL OF THE GOVERNOR, TO CREATE POSITIONS, MAKE THE APPOINTMENTS AND FIX THE SALARIES OF NECESSARY PERSONNEL; AUTHORIZING THE DIRECTOR TO CREATE POSITIONS AND FIX SALARIES IN ARSON DIVISION; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Engrossed House Amendments No. 1, 2 and 3.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
King	Nance
Hamilton	Reneau
Pitcher	Sparger
Shoemaker	Williams
Tipps	(Murray)

SB 83, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Greer).—35.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Baldwin, Fine, Mahan, Wilson (Beckham).—4.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Greer).—35.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Baldwin, Fine, Mahan, Wilson (Beckham).—4.

The emergency was declared passed.

SB 83, 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 Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 48 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE ATTORNEY GENERAL; PROVIDING FOR THE REGULATED DRUG ENFORCEMENT DIVISION; APPROPRIATING FUND TO BE USED AS EVIDENCE MONEY FOR REGULATED DRUG ENFORCEMENT; PROVIDING

THAT THE ATTORNEY GENERAL SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY, beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Senate reject the Engrossed House Amendments.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
King	Levergood
Hamilton	Nance
Pitcher	Poynor
Shoemaker	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Greer).—36.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Bailey, Mahan, Wilson (Beckham).—3.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Greer).—36.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Bailey, Mahan, Wilson (Beckham).—3.

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 49** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 49 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OKLAHOMA EDUCATIONAL TELEVISION AUTHORITY; STATING THE PURPOSE; PROVIDING THAT THE APPROPRIATION SHALL BE FISCAL; REPEALING ALL ACTS IN CONFLICT HERE-

WITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Enacting Clause be inserted.

2. That the House recede from Engrossed House Amendment No. 1.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope.	Ruby.
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Cowden	Fuller
Dacus	Garrison
Grantham	Hurst
King	Larason
Pitcher	Levergood
Shoemaker	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Williams
	(Murray)

SB 49, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, Land, Morford, Payne, Pazoureck, Sandlin, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Cartwright (Seminole), Cobb, Field, Hamilton, King, McClendon, McColgin, Pitcher, Ritzhaupt.—9.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Bailey, Cowden, Mahan, Miskovsky, Trent.—5.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Cartwright (Seminole), Field, Hamilton, McClendon.—4.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Bailey, Cowden, Mahan, Miskovsky.—4.

The emergency was declared passed.

SB 49, together with Conference Committee Report thereon, was ordered transmitted to Honorable Senate.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report on **HB 551** was adopted.

HB 551, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt Sandlin, Trent, Walker, Wilson (Greer).—36.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Allen, Field, Wilson (Beckham).—3.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt Sandlin, Trent, Walker, Wilson (Greer).—36.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Allen, Field, Wilson (Beckham).—3.

The emergency was declared passed.

HB 551, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Collins moved to reconsider the vote by which **SB 49**, as amended in Conference, was passed.

Senator Hope moved that the Collins motion lie on the table.

Senator Collins raised a point of order against the Hope motion citing Rule 12-a, stating consideration of his motion would require unanimous consent, which the President Pro Tempore sustained.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report on **HB 638** was adopted.

HB 638, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright

(Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: Ritzhaupt.—1.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Allen.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Nay: Ritzhaupt.—1.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Allen.—1.

The emergency was declared passed.

HB 638, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report of **HB 547** was adopted.

HB 547, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright

(Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Cartwright (Seminole), Grantham.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Herndon, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Cartwright (Seminole), Grantham.—2.

The emergency was declared passed.

HB 547, together with Conference Committee Report thereon, was ordered returned to Honorable House.

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

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report on **HB 578** was adopted.

HB 578, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright

(Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: McSpadden, Shoemaker, Stipe, Tipps.—4.

Not Voting: Easterly, Grantham, Miskovsky.—3.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: McSpadden, Shoemaker, Stipe, Tipps.—4.

Not Voting: Easterly, Grantham, Miskovsky.—3.

The emergency was declared passed.

HB 578, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report on **HB 546** was adopted.

HB 546, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb,

Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Not Voting: Allen, Easterly, Grantham, Miskovsky.—4.

Excused: McSpadden, Shoemaker, Stipe, Tipps.—4.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Not Voting: Allen, Easterly, Grantham, Miskovsky.—4.

Excused: McSpadden, Shoemaker, Stipe, Tipps.—4.

The emergency was declared passed.

HB 546, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report on **HB 538** was adopted.

HB 538, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field,

Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: McSpadden, Shoemake, Stipe, Tipps.—4.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: McSpadden, Shoemake, Stipe, Tipps.—4.

The emergency was declared passed.

HB 538, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report on **HB 907** was adopted.

HB 907, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Wal-

ker, Wilson (Beckham), Wilson (Greer).—40.

Excused: McSpadden, Shoemake, Stipe, Tipps.—4.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: McSpadden, Shoemake, Stipe, Tipps.—4.

The emergency was declared passed.

HB 907, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Berrong asked to be shown excused until such time as he returns to the Chamber, which was the order.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report on **HB 582** was adopted.

HB 582, 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:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt,

Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Berrong, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Field, King.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Berrong, McSpadden, Shoemaker, Stipe, Tipps.—5.

Not Voting: Field, King.—2.

The emergency was declared passed.

HB 582, together with Conference Committee Report, thereon, was ordered returned to Honorable House.

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

PENDING CONSIDERATION OF CCR

Upon motion of Senator Hope, the Conference Committee Report on **HB 834** was adopted.

HB 834, 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:

Aye: Allen, Bailey, Baldwin, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps,

Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Berrong, McSpadden, Shoemaker, Stipe.—4.

Not Voting: Breeden, Field, Land, Miskovsky.—4.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Berrong, McSpadden, Shoemaker, Stipe.—4.

Not Voting: Breeden, Field, Land, Miskovsky.—4.

The emergency was declared passed.

HB 834, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF CCR

Senator Hope moved to adopt the Conference Committee Report on **HB 539**.

Senator Ritzhaupt, as a substitute, moved that the Senate reject the Conference Committee Report, on **HB 539**, request further conference and instruct Senate Conferees to place the appropriation at \$150,000.00 a year.

Senator King moved to amend the Ritzhaupt motion to further instruct the Conferees that the appropriation be line itemed, which motion was declared adopted by unanimous consent upon request of Senator Ritzhaupt.

Senator Hope moved to table the Ritz-

haupt motion, which motion failed of adoption.

The vote occurring on the Ritzhaupt motion, as amended, it was declared adopted.

PENDING CONSIDERATION OF CCR

Senator Hope moved to adopt the Conference Committee Report on **HB 558**.

Senator Fine, as a substitute, moved that the Senate reject the Conference Committee Report on **HB 558**, request further conference and that the Conference be instructed to place the salaries of the legal assistants at \$10,000.00, which motion prevailed.

REFERRING TO HJR 520

Senator Sandlin asked unanimous consent that the second reference on **HJR 520** to the Committee on Constitutional Amendments, Initiative and Referendum and Code Revision be rescinded, and that the Resolution be placed upon the Calendar, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 25 correctly enrolled.

Enrolled **SCR 25** 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 744—By Huser, Ogden, Spraker, Lance and Johnston of the House and Stipe of the Senate—An Act relating to issuance of certificates of title to motor vehicles, and to security interests therein, in Oklahoma; declaring certificates of title to be muniments of title in this state; providing for issuance of a non-transferrable "owner's copy" of each certificate of title to be held by the owner, with the original copy there-

of to be delivered to and held by the lien holder, if any, with exceptions; prescribing procedures for creating, perfecting, and releasing security interests in motor vehicles and rules governing priorities of same; excluding certain types of lines from the purview of this Act; amending Section 23.5, Title 47, O. S. 1951, relating to issuance of replacement certificates in case of lost or destroyed certificate of title; exempting security interests from filing requirements applicable to chattel mortgages generally; exonerating members, employees, and agents of the Oklahoma Tax Commission from liability for fraudulent acts of others, or for clerical or typographical errors inadvertently made, and exonerating members of the Oklahoma Tax Commission from improper acts or mistakes of motor license agents; establishing a temporary motor vehicle title fee fund, and appropriating Twenty-five Per Cent (25%) of motor vehicle title fees collected thereto for tax commission use in administration of this Act; making the provisions of this Act cumulative to existing statutes; repealing all laws or parts of laws in conflict herewith; defining terms; and prescribing the effective date of this Act.

HB 812—By Howard, McCune and Hopkins—An Act relating to counties; repealing Sections 30 through 41, Chapter 19-A, Page 174, Oklahoma Session Laws 1955, (19 O. S. Supplement 1957 §§ 863.30 through 863.42) which provide and prescribe a county electrical code for certain counties; creating a joint city-county electrical examining and appeal board; providing for inspections, examinations and certificates; and the fees therefor, and for renewals thereof, and exemptions therefrom, prescribing membership and duties thereof, authorizing expenditures thereby and support thereof, and appeals therefrom, prescribing standards of examinations and procedure for issuance of certificates of competency and exemptions

from such examinations and for certain persons and/or corporations therefrom, prescribing the classes of licenses and the fees therefor and fixing the bond for such licenses, and providing for penalties for the violation thereof providing for the appointment of an electrical inspector and deputy inspectors and the duties thereof; prescribing for certain standards for electrical work and equipment and installation thereof, the duties to be performed thereby; limiting the application of this Act to counties having within their boundaries a city of not less than one hundred eighty thousand (180,000) and not more than two hundred forty thousand (240,000) population according to the last preceding Federal Decennial Census, or any future Federal Decennial census; repealing Sections 30 through 41, Chapter 19-A, Page 174, Oklahoma Session Laws 1955 and all conflicting laws; providing for a continuance of operation; making provisions of this Act severable; and declaring an emergency.

HB 847—By Cartwright—An Act relating to the State Department of Commerce and Industry; creating the Division of Oklahoma Today magazine; directing the continuing publication of the magazine "Oklahoma Today"; authorizing the appointment of personnel, the fixing of duties and compensation, and expenditures from monies appropriated to the State Department of Commerce and Industry and from other specified sources; providing for the operating expenses of said division from monies appropriated to the State Department of Commerce and Industry; authorizing the fixing of subscription rates of said magazine and the sale of advertising; authorizing the promulgation of rules and regulations; repealing conflicting laws; making the provisions of this Act severable; and declaring an emergency.

HB 929—By Ozmun and Cook—An Act relating to the Oklahoma Highway

Patrol; emergency; amended for conference.

The above numbered **HBs** were read for the first time.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 191, 148, 159, 135 and 145**—Co-authored by Belvin, Bond (Marshall), Bower, Daniel, Ford, Goodfellow, Green, Lance, Patterson, Reneau, Roberts and Spear.

The above numbered bills were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 641 and 785**.

The above numbered Enrolled bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senators Pitcher and Dacus asked that the record show them excused until such time as they return to the Chamber, which was the order.

Senators Berrong and Shoemake asked to be recorded present, which was the order.

GENERAL ORDER

SB 197, By Hamilton, was read and considered.

Senator Hamilton moved to amend **SB 197**, page 3, by inserting before "SECTION 2," the following: "(b) The annexation shall be approved by a majority of the school district electors voting at such election, (1) of an entire school district, or (2) if a majority of the members of a board of education of a school district losing the territory concur with the petitioners, only the legal voters of the area so affected would be eligible to vote at such election.

(c) The annexation shall be approved

by a majority of the school district electors of the area affected, voting at such election, if the area affected (1) is an entire school district, or (2) is within a non-transporting district and within the corporate limits of an incorporated town or city.

(d) If the annexation is approved, as hereinbefore provided, the County Superintendent of Schools shall, within five (5) days after such election, make an order declaring the annexation as requested in the petition for annexation but the annexation shall not become effective until the time for filing an appeal, as hereinafter provided, has expired. In the event a majority of the electors voting at such election do not vote for the annexation, the County Superintendent of Schools, shall within five (5) days after such election, make an order denying the annexation. Within ten (10) days after the order of the County Superintendent of Schools is made, twenty-five per cent (25%) of the school district electors who were eligible to vote at the annexation election may appeal to the District Court of the county in which the territory proposed to be annexed, or the largest part thereof if such territory lies in more than one (1) county, is situated, and thereafter all proceedings shall be stayed until the District Court has rendered judgment.

(e) If the territory proposed to be annexed is situated in more than one (1) county, the petition shall be filed with the County Superintendent of Schools of the county in which the largest part of such territory lies, and he shall call and conduct the annexation election and perform the other duties required herein of the County Superintendent of Schools. As amended Laws 1953, P. 375, §§ 7, 8; 1955, p. 426 § 21." which amendment was declared adopted.

Senator Trent moved to amend **SB 197**, Lines 2, 3 and 4, page 2, by striking

after the word, "to," line 2, and before the word, "school," line 2, the words, "an adjacent," and inserting the word, "any," and on line 3 by striking after the word, "district," line 3, and before the word, "or," line 4, which amendment was tabled upon motion of Senator Easterly.

Upon motion of Senator Hamilton, **SB 197**, as amended, was advanced to engrossment.

Senator Hamilton asked unanimous consent that the rules of the Senate be suspended, and that **SB 197**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazour-eck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker.—30.

Excused: Dacus, McSpadden, Pitcher, Stipe.—4.

Not Voting: Baldwin, Collins, Cowden, Fine, Hall, Herndon, Hope, Miskovsky, Wilson (Beckham), Wilson (Greer).—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazour-eck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker.—30.

Excused: Dacus, McSpadden, Pitcher, Stipe.—4.

Not Voting: Baldwin, Collins, Cowden, Fine, Hall, Herndon, Hope, Miskovsky, Wilson (Beckham), Wilson (Greer).—10.

The emergency was declared passed.

SB 197, as amended, was referred for engrossment.

Senators Miskovsky and Morford asked that the record show them excused until such time as they return to the Chamber, which was the order.

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

GENERAL ORDER

HJR 509, by Bond, et al, was read and considered.

Senators Boecher, Walker, Allen, Cobb, Field, McColgin, Hamilton, Ritzhaupt, McClendon and Grantham asked to be made co-authors of **HJR 509**, which was the order.

Upon motion of Senator Tipps, **HJR 509** was advanced to engrossment.

Upon motion of Senator Tipps, the rules of the Senate were suspended, and **HJR 509** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 509 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Greer).—33.

Excused: McSpadden, Miskovsky, Morford, Pitcher, Stipe.—5.

Not Voting: Cartwright (Bryan), Eas-

terly, Herndon, Hope, Shoemake, Wilson (Beckham).—6.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Greer).—33.

Excused: McSpadden, Miskovsky, Morford, Pitcher, Stipe.—5.

Not Voting: Cartwright (Bryan), Easterly, Herndon, Hope, Shoemake, Wilson (Beckham).—6.

The emergency was declared passed.

HJR 509 was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

Senator Land asked unanimous consent that consideration of his motion to reconsider the vote by which **HB 777** failed of passage, be set for Special Order at the time of the arrival in the Chamber of Senator Miskovsky, which was the order.

Senator Cowden Presiding.

GENERAL ORDER

HB 909, by McCune, et al of the House and Land and Miskovsky of the Senate, was read and considered.

Upon motion of Senator Land, **HB 909** was advanced to engrossment.

Senator Land asked unanimous consent that the rules of the Senate be suspended, and that **HB 909** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 909 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Field, Fine, Hall, Herndon, Kerr, King, Land, McColgin, Mahan, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—27.

Nay: Breeden, Carrier, Grantham, Hamilton, Harris.—5.

Excused: McSpadden, Miskovsky, Morford, Pitcher.—4.

Not Voting: Boecher, Collins, Easterly, Garvin, Hope, McClendon, Ritzhaupt, Wilson (Beckham).—8.

The bill was declared passed.

Senator Land asked unanimous consent that the emergency clause to **HB 909** be ordered stricken and the title amended to conform, which was the order.

HB 909, as amended, was ordered referred for engrossment.

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

GENERAL ORDER

HB 873, by Nance, et al, was read and considered.

Senators Stipe, Sandlin, Field, Hall and Payne moved to amend **HB 873** by adding a new section 2 and renumbering the following sections: "When an application for a license is made with the Commission or a motor license agent as provided under Title 47, O. S. 1951, Sec. 22.22 a registration fee of twenty-five cents (.25) shall be collected in addition to the fee provided for in Title 47, O. S. 1951, Sec. 22.22 and shall be retained by the Motor License Agent as compensation for his services," and further amending the title to conform thereto.

Senators Cobb, McColgin, Collins and Walker asked to be made co-authors

of the Stipe et al amendment, which was the order.

The vote occurring on the Stipe, et al amendment, it was declared adopted.

Upon motion of Senator Shoemake, **HB 873**, as amended, was advanced to engrossment.

Senator Shoemake asked unanimous consent that the rules of the Senate be suspended, and that **HB 873**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 873 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Breeden, Cartwright (Seminole), Kerr, McClendon.—4.

Excused: McSpadden, Miskovsky, Morford, Pitcher.—4.

Not Voting: Baldwin, Easterly, Garvin, Herndon, Mahan, Ritzhaupt.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Fine, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McColgin, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Breeden, Cartwright (Seminole), Kerr, McClendon.—4.

Excused: McSpadden, Miskovsky, Morford, Pitcher.—4.

Not Voting: Baldwin, Easterly, Garvin, Herndon, Mahan, Ritzhaupt.—6.

The emergency was declared passed.

HB 873, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Baldwin moved to reconsider the vote by which **HB 873** was passed.

GENERAL ORDER

HB 753, by Haworth, et al of the House and Shoemake and Hall of the Senate, was read and considered.

Senators Grantham and Harris moved to amend **HB 753**, line 7, page 27, by striking after the word, "Act," in line 7, the period (.), inserting a comma (,) and adding the following: "and to close to boating all or part of such water reservoirs or lakes." which amendment was declared adopted.

Senator Tipps moved to amend **HB 753**, line 16, page 5, by striking the colon after the word, "tax," inserting in lieu thereof a comma and adding thereafter the following: "but such fees shall completely supersede any similar fee heretofore charged by the State or a State Agency, and shall be the only such fee collected by the State or any State Agency," which amendment was declared adopted.

Senators Allen and Cartwright (Seminole) asked to be shown excused until such time as they return to the Chamber, which was the order.

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

Senator Shoemake moved to amend **HB 753**, line 10, page 6, by adding the following language: "Provided, that all boats or vessels propelled by oars shall be registered and licensed without charge."

Senators Allen and Herndon asked

to be made co-authors of the Shoemake amendment, which was the order.

Senator Shoemake moved to amend his amendment by striking the period after the word, "charge," and adding the following: "the number issued shall be of different color," which motion was declared adopted.

The vote occurring on the Shoemake, et al amendment, as amended, it was declared adopted.

Senators McClendon and Trent asked that the record show them excused for the remainder of this and the next legislative day, which was the order.

Senator Shoemake moved to amend **HB 753**, line 18, page 5, through line 8, page 6, by striking on line 18, page 5, the numbers \$3.50 and substituting therefor \$5.00; by striking on line 1, page 6, numbers \$5.50 and substituting thereof \$10.00; by striking on line 4, page 6, numbers \$7.50 and substituting therefor \$15.00; by striking on line 3, page 6, numbers \$9.50 and substituting therefor \$20.00; by striking on line 7, page 6, the numbers \$6.50 and substituting therefor \$3.00; by striking on line 8, page 6, the numbers \$11.50 and substituting therefor \$4.00.

Senators Allen and Herndon asked to be made co-authors of the Shoemake amendment, which was the order.

Senator Fine moved to amend the Shoemake, et al amendment, by striking the first paragraph relating to line 18, page 5.

Senator Shoemake asked to withdraw his amendment, which was the order.

Senator Grantham moved to amend **HB 753**, page 4, by changing after the word, "less," the period to a semi-colon and adding the following: "and provided further that boats and motors used only on creeks, private lakes and lakes of 100 acres or less, shall not be required to have a license as provided in Section 4 of this Act and such boats are not required to be numbered," which

amendment was adopted by unanimous consent upon request of Senator Shoemaker.

Senator Hamilton moved to amend **HB 753**, lines 5, 6, 7, 8 and 10, page 6, by striking on line 5, the figure, "1.00," and inserting, ".50"; and on line 6 the figure, "2.00," and inserting "1.50," and by striking on line 7 the figure, "6.50," and inserting "3.50," and by striking on line 8 the figure, "11.50," and inserting "5.00." and striking on line 10 the figure, "10.00," and inserting "5.00."

Senator Miskovsky asked to be made co-author of the Hamilton amendment, which was the order.

The vote occurring on the Hamilton-Miskovsky amendment, it was declared adopted.

Senator Stipe moved to amend **HB 753**, line 11, page 5, by striking after the word, "the," "Oklahoma Planning and Resources Board on forms approved by it," and inserting in lieu thereof the following: "Motor Vehicle Agent on forms approved by the Oklahoma Tax Commission," which amendment was tabled upon motion of Senator Shoemaker.

Senator Ritzhaupt moved to amend **HB 753**, line 9, page 7, by striking after the letter (b) all of lines 7 to 17 inclusive and inserting: "All fees shall be collected by the Oklahoma Tax Commission and deposited in the State Treasury to the credit of the General Revenue fund. The enforcement of this Act shall be administered by the Oklahoma Wild Life Conservation Commission. Thirty-five percent (35%) of money collected may be used by the Commission for enforcement of this Act; fifteen per cent (15%) of money collected shall be allocated to the Oklahoma Planning and Resources Board for expenses incurred in Section 4(a)."

Senator Harris presiding.

Senator Boecher asked that the record show him excused for the remainder of

this legislative day, which was the order.

Senator Allen moved to amend the Ritzhaupt amendment by deleting the words and figures, "50%, to the General Revenue Fund," and substituting the following: "30% to the General Revenue Fund and 20% shall be allocated and assigned to the "Magazine Today," for the purpose of advertising therein boating and recreation in Oklahoma."

Senator Cowden moved to amend the Allen amendment by adding: "Every registered boat owner shall receive a free subscription."

Senator Baldwin moved to amend the Cowden amendment to include a year's subscription to "Cappers Farmer," and "Ladies Home Journal," which motion was tabled upon motion of Senator Collins.

Senator Stipe moved to table the Cowden amendment to the Allen amendment, which motion prevailed.

Senator Allen moved to table the Allen amendment, which motion prevailed.

Senator Shoemaker moved to table the Ritzhaupt amendment, which motion failed of adoption.

Senators Carrier and Morford asked that the record show them excused until such time as they return to the Chamber, which was the order.

Senator Shoemaker asked unanimous consent, to which Senator Miskovsky objected, that further consideration of **HB 753** be deferred for this legislative day.

Senator Miskovsky raised the question of No Quorum and upon roll call being ordered, the Presiding Officer declared a quorum present.

The vote occurring on the Ritzhaupt amendment, it was declared failed of adoption.

Senator Ritzhaupt moved to amend **HB 753**, line 9, page 7, by striking after the word, "be," and before the word, "retained," the remainder of line 9 and the

first four words on line 10, and insert a period and capitalize the word, "The," and after the word, "Board," insert the words, "may use 20% of the money collected may be used," which amendment was tabled upon motion of Senator Shoemake.

Senators Miskovsky and Morford moved to amend **HB 753**, line 13, page 7, by striking after the word, "Act," the remainder of line 13 and lines 14, 15, 16 and 17," which amendment was tabled upon motion of Senator Payne.

Senators Cobb and Miskovsky moved to amend **HB 753**, line 18, page 5, and lines 1 to 10, page 6, by striking the figure at the end of each line and substituting the following fees:

Line 18, page 5, \$1.00

Line 1, page 6, \$1.00

Line 2, page 6, \$1.00

Line 3, page 6, \$1.00

Lines 5, 6, 7, 8, \$5.00

Line 9, page 6, \$1.00

Line 10, page 6, \$5.00

and adding after line 10 and before line 11 on page 6, the following: "The fees above specified shall be for a three year period from the date of registration and payment."

Senator Shoemake moved to table the Cobb-Miskovsky amendment, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Easterly, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—23.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Fine, Miskovsky, Ritzhaupt.—8.

Excused: Boecher, Carrier, McClendon, McSpadden, Morford, Pitcher, Trent.—7.

Not Voting: Cobb, Collins, Field, Kerr, McColgin, Mahan.—6.

Senators Carrier and Morford asked to be recorded present, which was the order.

Senator Breeden moved to amend **HB 753**, line 14, page 7, by changing the words and figures Seventy-five Thousand Dollars (\$75,000.00) to Thirty-five Thousand Dollars (\$35,000.00).

Senator Baldwin moved that further consideration of **HB 753** be deferred until Monday and set for special order at 2:00 p. m., which motion was tabled upon motion of Senator Shoemake.

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

Senator Payne moved to table the Breeden amendment, which motion prevailed upon a roll call as follows:

Aye: Allen, Bailey, Baldwin, Cartwright (Bryan), Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, Land, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—21.

Nay: Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Hamilton, King, Miskovsky, Morford, Ritzhaupt.—11.

Excused: Boecher, Cartwright (Seminole), McClendon, McSpadden, Trent.—5.

Not Voting: Berrong, Field, Fine, Kerr, McColgin, Mahan, Stipe.—7.

Senator Ritzhaupt moved to amend **HB 753**, by striking the title and Sections 1 through 25 and inserting in lieu thereof the following:

AN ACT RELATING TO BOATS AND VESSELS; DECLARING STATE POLICY; DEFINING WORDS AND TERMS; PROVIDING FOR NUMBERING, REGULATING, AND COLLECTING FEES; DESIGNATING OKLAHOMA PLANNING AND RESOURCES BOARD AS ADMINISTERING AND ENFORCING AGENCY; DESIGNATING GRAND RIVER DAM AUTHORITY AS ADMINISTERING AND ENFORCING AGENCY AS TO WATERS OF THIS STATE UNDER ITS JURISDICTION; AUTHORIZING PROMUL-

GATION OF RULES AND REGULATIONS, WITH REQUIREMENTS FOR FILING; ENUMERATING AUTHORIZED AND PROHIBITED OPERATIONS; SPECIFYING ACTION IN COLLISIONS, ACCIDENTS, AND CASUALTIES; DECLARING CIVIL LIABILITY; PRESCRIBING PENALTIES FOR VIOLATIONS; CREATING WATERWAYS FUND; DIRECTING OKLAHOMA PLANNING AND RESOURCES BOARD TO REQUEST APPROVAL OF UNITED STATES COAST GUARD FOR SYSTEM OF NUMBERING VESSELS; MAKING PROVISIONS OF ACT SEVERABLE AND CUMULATIVE; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. It is the policy of the State of Oklahoma to promote safety for persons and property in and connected with the use, operation and equipment of vessels and to promote uniformity of laws relating thereto.

SECTION 2. As used in this act, unless the context clearly requires a different meaning:

(1) "Vessel" means every description of watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation on water.

(2) "Motorboat" means any vessel propelled by machinery, whether or not such machinery is the principal source of propulsion, but shall not include a vessel which has a valid marine document issued by the Bureau of Customs of the United States Government or any federal agency successor thereto.

(3) "Owner" means a person, other than a lien holder, having the property in or title to a motorboat. The term includes a person entitled to the use or possession of a motorboat subject to an interest in another person, reserved or created by agreement and securing

payment or performance of an obligation, but the term excludes a lessee under a lease not intended as security.

(4) "Waters of this state" means and includes all waters within the territorial limits of this state which are a part of the navigable waters of the United States; and also means and includes all lakes within this state, both natural and artificial, and both lakes which do and lakes which do not form a part of the navigable waters of the United States; provided, that such phrase shall not mean or include any lake the waters of which are entirely owned by a private person or persons, and to which the public is not permitted access, and which is not a part of the navigable waters of the United States; and provided further that such phrase shall not include any lake of 100 acres or less.

(5) "Person" means an individual, partnership, firm, corporation, association, or other entity.

(6) "Operate" means to navigate or otherwise use a motorboat or a vessel.

(7) "Dealer" means any person engaged in the business of manufacturing or selling new and unused watercraft or used watercraft, or both, having an established place of business, or an itinerant dealer engaged in the sale, trade and display of such watercraft, and having in his possession watercraft for the purpose of sale or trade.

SECTION 3. Every motorboat on the waters of this state shall be numbered. No person shall operate or give permission for the operation of any motorboat on such waters unless the motorboat is numbered in accordance with this act, or in accordance with applicable federal law, or in accordance with a federally approved numbering system of another state, and unless (1) the certificate of number awarded to such motorboat is in full force and effect, and (2) the identifying number set forth in the certificate of number is displayed

on each side of the bow of such motorboat.

SECTION 4. (a) The owner of each motorboat requiring numbering by this state shall file an application for number with the Oklahoma Planning and Resources Board, on forms approved by it. The application shall be signed by the owner of the motorboat and shall be accompanied by a fee based on the following schedule:

Class A. Less than sixteen feet in length, Two Dollars (\$2.00).

Class 1. Sixteen feet or over and less than twenty-six feet in length, Four Dollars (\$4.00).

Class 2. Twenty-six feet or over and less than forty feet in length, Six Dollars (\$6.00).

Class 3. Forty feet or over, Eight Dollars (\$8.00).

Class 4. All dealers as defined by this act shall pay an application fee of Ten Dollars (\$10.00) and ten (10) Dealer Demonstrator stickers shall be issued therefor and used on said dealer demonstrator boats for sale or trade by said dealers. All dealers shall fill in appropriate application blanks on approved forms issued by the Oklahoma Planning and Resources Board.

Upon receipt of the application in approved form, the Oklahoma Planning and Resources Board shall enter the same upon the records of its office and issue to the applicant a certificate of number stating the number awarded to the motorboat and the name and address of the owner. The owner shall paint on or attach to each side of the bow of the motorboat the identification number in such manner as may be prescribed by rules and regulations of the Oklahoma Planning and Resources Board, in order that it may be clearly visible. The number shall be maintained in legible condition. The certificate of number shall be pocket size and

shall be available at all times for inspection on the motorboat for which issued, whenever such motorboat is in operation.

(b) The owner of any motorboat already covered by a number in full force and effect which has been awarded to it pursuant to then operative federal law or a federally approved numbering system of another state shall record the number prior to operating the motorboat on the waters of this state in excess of the ninety (90) day reciprocity period provided for in SECTION 6 (1) of this act. Such recordation shall be in the manner and pursuant to the procedure required for the award of a number under subsection (a) of this section, except that no additional or substitute number shall be issued.

(c) Should the ownership of a motorboat change, a new application form with fee shall be filed with the Oklahoma Planning and Resources Board, and a new certificate of number shall be awarded in the same manner as provided for in an original award of number. Provided further that the new application with fee shall not be required prior to twelve (12) months after the issuance of the original number.

(d) In the event that an agency of the United States Government shall have in force an over-all system of identification numbering for motorboats within the United States, the numbering system employed pursuant to this act by the Oklahoma Planning and Resources Board shall be in conformity therewith.

(e) The Oklahoma Planning and Resources Board may award any certificate of number directly or may authorize any person to act as agent for the awarding thereof. In the event that a person accepts such authorization, he may be assigned a block of numbers and certificates therefor which upon award, in conformity with this act and with any rules and regulations of the Okla-

homa Planning and Resources Board, shall be valid as if awarded directly by the administering agency.

(f) All records of the Oklahoma Planning and Resources Board made or kept pursuant to this section shall be public records.

(g) Every certificate of number awarded pursuant to this act shall continue in full force and effect for a period of one (1) year unless sooner terminated or discontinued in accordance with the provisions of this act. A certificate with the same number as originally issued to each owner may be renewed by the owner in the same manner provided for in the initial securing of the same, provided that such application for the same number is made within thirty (30) days after the previous certificate expires.

(h) The Oklahoma Planning and Resources Board shall fix a day and month of the year on which certificates of number due to expire during the calendar year shall lapse and no longer be of any force and effect unless renewed pursuant to this act.

(i) The owner shall furnish the Oklahoma Planning and Resources Board notice of the transfer of all or any part of his interest other than the creation of a security interest in a motorboat numbered in this state pursuant to subsections (a) and (b) of this section or of the destruction or abandonment of such motorboat, within fifteen (15) days thereof. Such transfer, destruction, or abandonment shall terminate the certificate of number for such motorboat, except that, in the case of a transfer of a part interest which does not affect the owner's right to operate such motorboat, such transfer shall not terminate the certificate of number.

(j) Any holder of a certificate of number shall notify the Oklahoma Planning and Resources Board within fif-

teen (15) days if his address no longer conforms to the address appearing on the certificate and shall, as a part of such notification, furnish the said administering agency with his new address. The Oklahoma Planning and Resources Board may provide in its rules and regulations for the surrender of the certificate bearing the former address and its replacement with a certificate bearing the new address or for the alteration of an outstanding certificate to show the new address of the holder.

(k) No number other than the number awarded to a motorboat or granted reciprocity pursuant to this Act shall be appointed, attached, or otherwise displayed on either side of the bow of such motorboat.

(l) Nothing herein shall prevent or take away from any incorporated city or town the right to issue and charge for licenses upon vessels or motorboats for use upon their municipally-owned water reservoirs or lakes; or to refuse to issue or to revoke such licenses.

(m) The Oklahoma Planning and Resources Board may devise a system of temporary numbers that may be released to boat manufacturers and dealers for issuance in turn to bona fide purchasers of boats, and that may be valid and usable by the owners of such boats pending their receipt of registration numbers issued directly by the Board.

(n) The Oklahoma Planning and Resources Board may devise a system of dealers' boat numbers, which numbers may be used by boat manufacturers or dealers only when such manufacturers or dealers are demonstrating their boats to prospective purchasers in the immediate vicinity of their places of business or in the nearest boatable waters to which such manufacturers or dealers have access.

SECTION 5. (a) Motorboats subject to the provisions of this Act shall be divided into four classes as follows:

Class A. Less than sixteen feet in length.

Class 1. Sixteen feet or over and less than twenty-six feet in length.

Class 2. Twenty-six feet or over and less than forty feet in length.

Class 3. Forty feet or over.

(b) Every motorboat in all weathers from sunset to sunrise shall carry and exhibit the following lights when under way, and during such time no other lights which may be mistaken for those prescribed shall be exhibited:

(1) Every motorboat of Classes A and 1 shall carry the following lights:

First. A bright white light aft to show all around the horizon.

Second. A combined lantern in the fore part of the vessel and lower than the white light aft, showing green to starboard and red to port, so fixed as to throw the light from right ahead to two points abaft the beam on their respective sides.

(2) Every motorboat of Classes 2 and 3 shall carry the following lights:

First. A bright white light in the fore part of the vessel as near the stem as practicable, so constructed as to show an unbroken light over an arc of the horizon of twenty points of the compass, so fixed as to throw the light ten points on each side of the vessel; namely, from right ahead to two points abaft the beam on either side.

Second. A bright white light aft to show all around the horizon and higher than the white light forward.

Third. On the starboard side a green light so constructed as to show an unbroken light over an arc of the horizon of ten points of the compass, so fixed as to throw light from right ahead to two points abaft the beam on the starboard side. On the port side a red light so constructed as to show an unbroken light over an arc of the horizon of ten points of the compass, so fixed as to throw the light from right ahead

to two points abaft the beam on the port side. The side lights shall be fitted with inboard screens of sufficient height so set as to prevent these lights from being seen across the bow.

(3) Motorboats of Classes A and 1 when propelled by sail alone shall carry the combined lantern, but not the white light aft, prescribed by this section. Motorboats of Classes 2 and 3 so propelled shall carry the colored side lights, suitably screened, but not the white lights prescribed by this section. Motorboats of all classes when so propelled shall carry, ready at hand, a lantern or flashlight showing a white light which shall be exhibited in sufficient time to avert collision.

(4) Every white light prescribed by this section shall be of such character as to be visible at a distance of at least two miles. Every colored light prescribed by this section shall be of such character as to be visible at a distance of at least one mile. The word "visible" in this subsection, when applied to lights, shall mean visible on a dark night with clear atmosphere.

(5) When propelled by sail and machinery any motorboat shall carry the lights required by this section for a motorboat propelled by machinery only.

(c) Any vessel may carry and exhibit the lights required by the Federal Regulations for preventing Collisions at Sea, 1948, Federal Act of October 11, 1951 (33 USC 143-147d), as amended, in lieu of the lights required by subsection (b) of this section.

(d) Every motorboat of Class 1, 2, or 3 shall be provided with an efficient whistle or other sound-producing mechanical appliance.

(e) Every motorboat of Class 2 or 3 shall be provided with an efficient bell.

(f) Every motorboat shall carry at least one life preserver, or life belt, or ring buoy, or other device of the sort

prescribed by the regulations of the Oklahoma Planning and Resources Board for each person on board so placed as to be readily accessible. Provided, that every motorboat carrying passengers for hire shall carry so placed as to be readily accessible at least one life preserver of the sort prescribed by the regulations of the said administering agency for each person on board.

(g) Every motorboat shall be provided with such number, size, and type of fire extinguishers, capable of promptly and effectually extinguishing burning gasoline, as may be prescribed by the regulations of the Oklahoma Planning and Resources Board, which fire extinguishers shall be at all times kept in condition for immediate and effective use and shall be so placed as to be readily accessible.

(h) The provisions of subsections (d), (e) and (g) of this section shall not apply to motorboats while competing in any race conducted pursuant to SECTION 13 of this act or, if such boats be designed and intended solely for racing, while engaged in such navigation as is incidental to the tuning up of the boats and engine for the race.

(i) Every motorboat shall have the carburetor or carburetors of every engine therein, except outboard motors, using gasoline as fuel equipped with such efficient flame arrestor, backfire trap, or other similar device as may be prescribed by the regulations of the Oklahoma Planning and Resources Board.

(j) Every such motorboat and every such vessel, except open boats, using as fuel any liquid of a volatile nature shall be provided with such means as may be prescribed by the regulations of the Oklahoma Planning and Resources Board for properly and efficiently ventilating the bilges of the engine and fuel tank compartments so as to remove any explosive or inflammable gases.

(k) The Oklahoma Planning and Re-

sources Board is hereby authorized to make rules and regulations modifying the equipment requirements contained in this section to the extent necessary to keep these requirements in conformity with the provisions of the Federal Navigation Laws or with the navigation rules promulgated by the United States Coast Guard.

(1) The Oklahoma Planning and Resources Board is hereby authorized to establish and maintain for the operation of vessels on the waters of this state pilot rules in conformity with the pilot rules contained in the Federal Navigation Laws or the navigation rules promulgated by the United States Coast Guard.

(m) No person shall operate or give permission for the operation of a vessel which is not equipped as required by this section or modification thereof.

SECTION 6. A motorboat shall not be required to be numbered under this act if it is:

(1) Already covered by a number in full force and effect which has been awarded to it pursuant to federal law or a federally approved numbering system of another state; provided, that such boat shall not have been within this state for a period in excess of ninety (90) consecutive days.

(2) A motorboat from a country other than the United States temporarily using the waters of this State.

(3) A motorboat whose owner is the United States, a state or a subdivision thereof.

(4) A ship's lifeboat.

(5) A motorboat belonging to a class of boats which has been exempted from numbering by the Oklahoma Planning and Resources Board, after said agency has found that the numbering of motorboats of such class will not materially aid in their identification; and, if an agency of the federal government has a numbering system applicable to the

class of motorboats to which the motorboat in question belongs, after the Oklahoma Planning and Resources Board has further found that the motorboat would also be exempt from numbering if it were subject to the federal law.

(6) A watercraft or motorboat that is used exclusively and solely for racing purposes.

SECTION 7. (a) The owner of a boat livery shall cause to be kept a record of the name and address of the person or persons hiring any vessel which is designed or permitted by him to be operated as a motorboat; the identification number thereof; and the departure date and time, and the expected time of return. The record shall be preserved for at least six (6) months.

(b) Neither the owner of a boat livery nor his agent or employee shall permit any motorboat or any vessel designed or permitted by him to be operated as a motorboat to depart from his premises unless it shall have been provided, either by owner or renter, with the equipment required pursuant to SECTION 5 of this act and any rules and regulations made pursuant thereto.

SECTION 8. The exhaust of every internal combustion engine used on any motorboat shall be effectively muffled by equipment so constructed and used as to muffle the noise of the exhaust in a reasonable manner. The use of cut-outs is prohibited, except for motorboats competing in a regatta or boat race approved as provided in SECTION 13 of this act, and for such motorboats while on trial runs, during a reasonable period immediately preceding such regatta or race and for such motorboats speed records during a reasonable period immediately following such regatta or race.

SECTION 9. (a) No person shall operate any motorboat or vessel, or manipulate any water skis, surfboard, or

similar device in a reckless or negligent manner so as to endanger the life or property of any person.

(b) No person shall operate any motorboat or vessel, or manipulate any water skis, surfboard, or similar device while intoxicated or under the influence of any narcotic drug, barbiturate or marijuana.

SECTION 10. (a) It shall be the duty of the operator of a vessel involved in a collision, accident, or other casualty, so far as he can do so without serious danger to his own vessel, crew, and passengers, if any, to render to other persons affected by the collision, accident, or other casualty such assistance as may be practicable and as may be necessary in order to save them from or minimize any danger caused by the collision, accident, or other casualty, and also to give his name, address, and identification of his vessel in writing to any person injured and to the owner of any property damaged in the collision, accident, or other casualty.

(b) In the case of collision, accident, or other casualty involving a vessel, the operator thereof, if the collision, accident, or other casualty results in death or injury to a person or damage to property in excess of One Hundred Dollars (\$100.00), shall file with the Oklahoma Planning and Resources Board a full description of the collision, accident, or other casualty, including such information as said agency may by regulation, require.

SECTION 11. In accordance with any request duly made by an authorized official or agency of the United States, any information compiled or otherwise available to the Oklahoma Planning and Resources Board, pursuant to SECTION 10 (b), shall be transmitted to said official or agency of the United States.

SECTION 12. (a) No person shall operate a vessel on any waters of this state for towing a person or persons on water skis, or a surfboard, or sim-

ilar device unless there is in such vessel a person, in addition to the operator, in a position to observe the progress of the person or persons being towed, or unless a rear view mirror has been installed on such vessel in such manner as to permit the person operating said vessel to face the direction of travel and be in a position to observe the progress of the person or persons being towed.

(b) No person shall operate a vessel on any waters of this state towing a person or persons on water skis, a surfboard, or similar device nor shall any person engage in water skiing, surfboarding, or similar activity at any time between the hours from one hour after sunset to one hour before sunrise.

(c) The provisions of subsections (a) and (b) of this section do not apply to a performer engaged in a professional exhibition or a person or persons engaged in an activity authorized under SECTION 13 of this Act.

(d) No person shall operate or manipulate any vessel, tow rope or other device by which the direction or location of water skis, a surfboard, or similar device may be affected or controlled in such a way as to cause the water skis, surfboard, or similar device, or any person thereon to collide with or strike against any object or person.

SECTION 13. (a) The Oklahoma Planning and Resources Board may authorize the holding of regattas, motorboat or other boat races, marine parades, tournaments or exhibitions on any waters of this state. It shall adopt and may, from time to time, amend regulations concerning the safety of motorboats and other vessels and persons thereon, either observers or participants. Whenever a regatta, motorboat or other boat race, marine parade, tournament or exhibition is proposed to be held, the person in charge thereof shall, at least fifteen (15) days prior thereto, file an application with the Oklahoma Planning and Resources Board for permission to hold such regatta, motorboat or other

race, marine parade, tournament or exhibition. The application shall set forth the date, time and location where it is proposed to hold such regatta, motorboat or other boat race, marine parade, tournament or exhibition, and it shall not be conducted without authorization of the said administering agency in writing. Provided, the provisions of this subsection shall not apply to water reservoirs or lakes owned by incorporated cities and towns.

(b) The provisions of this section shall not exempt any person from compliance with applicable federal law or regulation, but nothing contained herein shall be construed to require the securing of a state permit pursuant to this section if a permit therefor has been obtained from an authorized agency of the United States.

SECTION 14. (a) The provisions of this act and of other applicable laws of this state shall govern the operation, equipment, numbering and all other matters relating thereto whenever any vessel shall be operated on the waters of this state, or when any activity regulated by this act shall take place thereon; but nothing in this act shall be construed to prevent the adoption of any ordinance or local law relating to the use on municipally-owned water reservoirs or lakes of state-licensed vessels or motorboats.

(b) The Oklahoma Planning and Resources Board is hereby authorized to make special rules and regulations with reference to the operation of vessels on any waters within the territorial limits of any subdivision of this state.

(c) The Oklahoma Planning and Resources Board is hereby authorized to make special rules and regulations with reference to the operation of vessels or motorboats on any waters of the state except those of municipally-owned water reservoirs or lakes. Incorporated cities and towns operating municipally-owned water reservoirs or lakes are

hereby authorized to make additional restrictive regulations than those provided in this act.

(d) Nothing herein shall prevent any officer, agency, board, commission or department of the State of Oklahoma, to the extent that he or it may be authorized by any other law of this state to make regulatory, restrictive, or prohibitive rules, regulations or orders relating to the operation or equipment of vessels upon any waters of this state, from making such rules, regulations or orders as are in addition to the regulations, restrictions and prohibitions provided in or promulgated under this act. The provisions of SECTION 13 of this act shall not be applicable to any waters over which any officer, agency, board, commission or department of the state, other than the Oklahoma Planning and Resources Board, has authority to make such rules, regulations or orders; and any special rules or regulations made under subsections (b) and (c) of this section shall be applicable thereto only when such other officer, agency, board, commission or department consents thereto in writing, a copy of which consent shall be filed together with such special rules and regulations as provided by SECTION 16 of this act.

SECTION 15. The owner of a vessel shall be liable for any injury or damage occasioned by the negligent operation of such vessel, whether such negligence consists of a violation of the provisions of the statutes of this state, or the violation of any municipal ordinance, or neglecting to observe such ordinary care and such operation as the rules of the common law require. The owner shall not be liable, however, unless such vessel is being used with his or her express or implied consent. It shall be presumed that such vessel is being operated with the knowledge and consent of the owner if, at the time of the injury or damage, it is under the control of his or her

spouse, father, mother, brother, sister, son, daughter, or other immediate member of the owner's family. Nothing contained herein shall be construed to relieve any other person from any liability which he would otherwise have, but nothing contained herein shall be construed to authorize or permit any recovery in excess of injury or damage actually incurred.

SECTION 16. A copy of the regulations adopted pursuant to this act, and of any amendments thereto, shall be filed in the office of the Oklahoma Planning and Resources Board and in the office of the Secretary of State. Rules and regulations shall be published by the Oklahoma Planning and Resources Board in a convenient form.

SECTION 17. The Oklahoma Planning and Resources Board, and any of its officers or employees designated by it, shall have the authority to enforce the provisions of this act, and in the exercise thereof shall have the authority to stop and board any vessel subject to this act. Each member of the Oklahoma Planning and Resources Board and each employee thereof is hereby invested with all the powers and authorities of sheriffs in making arrest and in the prosecution of all violations of this act or rules or regulations promulgated thereunder.

SECTION 18. This act shall apply to the waters of this state under the jurisdiction of the Grand River Dam Authority (Title 82, Chapter 8, O.S.A. 1951), provided, the Oklahoma Planning and Resources Board shall have no jurisdiction to administer and enforce the provisions of this act upon waters of this state under the jurisdiction of the Grand River Dam Authority. The administration and enforcement of this act upon the waters under the jurisdiction of the Grand River Dam Authority are vested in the Grand River Dam Authority; and said authority, and its em-

ployees, shall, except as otherwise provided in this section, have the same authority with respect to the enforcement and administration of this act upon such waters as are vested by this act in the Oklahoma Planning and Resources board with respect to the other waters of this state. Provided however, that said authority shall award numbers and certificates of number as the agent of the Oklahoma Planning and Resources Board, in accordance with the provisions of this act and with any rules and regulations of the said board, from blocks of numbers and certificates assigned to said authority by said board; and said authority shall remit all fees collected by it under this act to the State Treasury to be deposited in the Waterways Fund created by SECTION 20 of this act.

It is further provided that any provisions of the Grand River Dam Authority Act (Title 82, Section 875, O.S.A. 1951), which are in conflict with this act are repealed to the extent of such conflict. However, nothing herein shall interfere with, abrogate or limit the Grand River Dam Authority from exercising its powers, rights, privileges and functions not in conflict herewith.

SECTION 19. (a) Any person who violates any provision of SECTIONS 3, 4, 5, 8, 10 and 13 of this act or of any rule or regulation made pursuant thereto shall be guilty of a misdemeanor and shall be subject to a fine of not to exceed Fifty Dollars (\$50.00) for each such violation.

(b) Any person who violates any provision of SECTIONS 7 and 12 of this act shall be guilty of a misdemeanor and shall be subject to a fine of not to exceed One Hundred Dollars (\$100.00) for each such violation.

(c) Any person who violates any provision of SECTION 9 of this act shall be guilty of a misdemeanor and shall be subject to a fine of not to exceed Five Hundred Dollars (\$500.00), or im-

prisonment for not to exceed six (6) months, or both, for each violation.

SECTION 20. All fees collected under this act shall be paid into a revolving fund in the State Treasury, hereby created, to be designated as the "Waterways Fund," which fund may be expended by the Oklahoma Planning and Resources Board in administering and enforcing the provisions of this act, and for any other lawful purpose of the Oklahoma Planning and Resources Board.

SECTION 21. Immediately after the effective date of this act, it shall be the duty of the Oklahoma Planning and Resources Board to forward a certified copy thereof to the Secretary of the Department of the United States in which the United States Coast Guard is operating, with the request that it be approved as a state system for numbering vessels under the provisions of the Federal Boating Act of 1958 (Public Law 85-911, 8th Congress).

SECTION 22. The provisions of this act shall be severable and 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 23. The provisions of this act are declared to be cumulative to existing laws:

SECTION 24. 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 Harris, Cobb, Cartwright (Bryan), Allen, Hamilton, Fine, Stipe, Collins, Cowden, Pitcher, Cartwright (Seminole), Grantham, Breeden, Carrier, Land, Berrong, Walker, Dacus and Miskovsky asked to be made co-authors

of the Ritzhaupt amendment, which was the order.

Senator Shoemake asked unanimous consent, which was granted, that the Ritzhaupt amendment be adopted.

Senator Shoemake asked that he and Senator Allen be shown as co-authors of **HB 753**, as amended, which was the order.

Senator Allen moved to amend **HB 753**, as amended, by adding a new Section 16, as follows, and renumbering the remaining Sections: "Section 16. In an action in any court of this State, arising out of injury to person or property caused by any watercraft while operating in the waters of this State, including the Oklahoma portion of boundary rivers, or moored in such waters or against shore land in this State, when the owner or operator is a non-resident of this State or a corporation not incorporated under the laws of this State, service of the original notice may be made upon such nonresident owner or operator or upon such foreign corporation in the manner provided in Title 47, Sections 393, 394 and 398, Oklahoma Statutes Annotated. The venue of such an action shall be the county in which the damage occurred and the presence of such watercraft and the doing of said damage within the territory comprising the state of Oklahoma, together with the subsequent removal of said watercraft from the jurisdiction of the State of Oklahoma, shall constitute a waiver by the owner or operator thereof of any objection to the venue of such action commenced in a proper court of this State" which amendment was declared adopted.

Senator Stipe asked that the title to **HB 753**, be amended to conform to the bill, as amended, which was the order.

Upon motion of Senator Shoemake, **HB 753**, as amended, was advanced to engrossment.

Senator Shoemake asked unanimous

consent, which was granted, that the rules of the Senate be suspended and **HB 753**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 753 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Sandlin.—1.

Excused: Boecher, McClendon, McSpadden, Trent.—4.

Not Voting: Field, Kerr, McColgin, Mahan.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Sandlin.—1.

Excused: Boecher, McClendon, McSpadden, Trent.—4.

Not Voting: Field, Kerr, McColgin, Mahan.—4.

The emergency was declared passed.

HB 753, as amended, was referred for engrossment.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

HB 909 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 909**, as amended, were properly signed and ordered returned to the Honorable House.

MESSAGES FROM HOUSE

Advising the signing of and returning Enrolled **SCR 25**.

The above numbered Enrolled resolution was ordered referred to the Secretary of State.

MESSAGES FROM GOVERNOR

Advising approval by him, June 25, 1959, of Enrolled **SB 153** entitled:

ENROLLED SENATE BILL NO. 153—By Shoemake.

AN ACT RELATING TO INCOME TAXES; PROVIDING FOR THE WITHHOLDING OF INCOME TAXES FROM EMPLOYEES BY EMPLOYERS ON AND AFTER JULY 1, 1959; DEFINING THE TERM EMPLOYER, EMPLOYEE AND WAGES; PROVIDING FOR THE USE OF CERTAIN FORMS AND RETURNS PRESCRIBED BY THE OKLAHOMA TAX COMMISSION TO CARRY OUT THE PROVISIONS OF THIS ACT; PROVIDING FOR THE DISPOSITION OF THE AMOUNTS RECEIVED BY THE COMMISSION FROM EMPLOYERS AS WITHHOLDING TAXES; AMENDING SECTION 901, TITLE 68, O. S. 1951, AS AMENDED, RELATING TO THE FILING OF RETURNS, THE PAYMENT OF TAX AND PENALTIES; AND MAKING PROVISIONS SEVERABLE.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 12-a, Senator Miskovsky moved that the vote be reconsidered by which **HB 753**, as amended, was passed.

Senator Hamilton asked unanimous consent, which was granted, that the

time for the consideration of his motion to reconsider the vote by which **HB 653** was passed be extended until Monday, June 29.

Senator Land asked for consideration of his motion to reconsider the vote by which **HB 777** failed of passage.

Senator Miskovsky asked unanimous consent, to which Senator Land objected, that consideration of the Land motion be deferred for this legislative day.

President Pro Tempore Garvin presiding.

Senator Payne moved the previous question be now put, which motion was ruled out of order by President Pro Tempore Garvin, who stated such motion would not lie since there were no secondary motions.

Senator Hamilton asked to be shown excused for the remainder of this and the next legislative day, which was the order.

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

Aye: Allen, Baldwin, Berrong, Breden, Carrier, Cartwright (Bryan), Cobb, Garvin, Grantham, Hall, Harris, Hope, King, Land, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Miskovsky.—1.

Excused: Boecher, Hamilton, McClen-don, McSpadden, Trent.—5.

Not Voting: Bailey, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Herndon, Kerr, McColgin, Mahan, Stipe.—13.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that the following MEMORANDUM, dated June 25, 1959, from the Office of the Attorney General, be incorporated in the Journal:

**MEMORANDUM TO
SENATOR CHARLES WILSON AND
SENATOR DON BALDWIN**

Section 33, Article 5 of our State Constitution is in part as follows:

"* * * No revenue bill shall be *passed* during the five last days of the session."

It is my personal view that if a revenue bill which arose in the House is *passed* by the House on third reading and final roll call, as provided in Section 34 of Article 5, and sent to the Senate, and said bill, without being amended, is then *passed* by the Senate on third reading and final roll call, and the date of said Senate roll call is *not within* "the five last days of the session," which bill is later enrolled and signed by the presiding officers of each House, as provided in Section 35 of Article 5, and said enrolled bill *shows on its face the date it was so passed in the House and also the date it was so passed in the Senate*, and said bill is thereafter transmitted to the Governor, signed by him and filed in the office of the Secretary of State, same will be a valid law, *that is*, in so far as the provisions of Section 33, Article 5 are concerned.

In my view the fact that a motion to reconsider said final vote in the Senate is filed and not defeated until some day within the last five days of the session, would not invalidate the bill.

It is also my view that when the bill was *passed* on third reading and final roll call in the Senate, it had passed the Legislature, although subject, under the rules of the Senate, to a later reconsideration and defeat. However, if the bill is not defeated on reconsideration, the vote on third reading and final roll call of the Senate prevails as to the date of its passage.

In this connection attention is called to the case of *Goddard v. Kirkpatrick*,

193 Okla. 92, 141 P. 2d 292, the syllabus of which is as follows:

"An enrolled bill duly filed in the office of the Secretary of State as the law provides *imports absolute verity* and the same cannot be impeached by the legislative journals. It is not competent to show by the journals that the act was not regularly passed, but when such an act is called in question the courts look to the enrolled bill only."

Respectfully submitted

s/ Fred Hansen

First Assistant Attorney General
MEMORANDUM ON COMPUTATION
OF "DAYS" WITHIN THE MEANING
OF SECTION 33 OF ARTICLE
5, AND SECTIONS 11 AND 12 OF
ARTICLE 6 OF THE CONSTITUTION
OF OKLAHOMA.

Section 33, Article 5

Section 33, Article 5 of the Oklahoma Constitution is in part as follows:

"* * * No revenue bill shall be *passed* during the *five last days* of the session."

In an opinion dated March 30, 1943, addressed to the Honorable W. G. Hughes, Chairman, Legal Advisory Committee, House of Representatives, the Attorney General construed the above-quoted provisions, and in this connection held:

"With reference to the questions asked in your letter, namely: When is a bill considered passed; what constitutes a day of the session, and * * * how long and to what hour would it be necessary for the Legislature to remain in session in order that a bill comply with the provision of the Constitution which requires that a revenue bill must not be *passed* during the five last days of the session, we are enclosing herewith a copy of a former opinion of this office addressed to Honorable Tom Anglin, Speaker of the House of Representatives, dated April 14, 1933, the last paragraph of which reads as follows:

"Inasmuch as the above quoted language of Section 33, supra, is very similar to the constitutional provisions construed in the above mentioned cases, the Attorney General is of the opinion that the words "the five last days of the session" means the *five last legislative days of the session and that hence neither Sundays nor days on which neither house of the legislature is in session are included therein.*'

"With reference to when a revenue bill is 'passed' within the meaning of that word as used in Section 33, Article 5, Oklahoma Constitution, we believe that it is *passed* when it is voted on by each House under the provisions of Section 34, Article 5, Oklahoma Constitution, which reads as follows:

'Every bill shall be read on three different days in each House, and no bill shall become a law unless, on its final *passage*, it be read at length, and no law shall be *passed* unless upon a vote a majority of all the members elected to each House in favor of such law; and the question, upon final *passage*, shall be taken upon its last reading, and the yeas and nays shall be entered upon the journal.'

"Section 35, Article 5, Oklahoma Constitution, reads as follows:

'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 reading and signing shall be entered upon the journal, but the reading at length may be dispensed with by a two-thirds vote of a quorum present, which vote, by yeas and nays, shall also be entered upon the journal.'

"Under this last section bills which have been *passed* are required to be read at length and signed by the presiding officer of each House in the presence of the House over which he presides. There is no authority to sign

a bill under * * * Section 35, unless it has been *passed* by both Houses.* * *"

Sections 11 and 12, Article 6

Sections 11 and 12, Article 6 of the Oklahoma Constitution are in part as follows:

"§ 11. * * * If any bill or resolution shall not be returned by the Governor *within five days (Sundays excepted)* after it shall have been presented to him, the same shall be a law in like manner as if he had signed it, unless the Legislature shall, by their adjournment, prevent its return, in which case it shall not become a law without the approval of the Governor. No bill shall become a law after the final adjournment of the Legislature, unless approved by the Governor *within fifteen days after such adjournment.*

"§ 12. Every bill passed by the Legislature, *making appropriations of money embracing distinct items*, shall, before it becomes a law, be presented to the Governor; if he disapproves the bill, or any item, or appropriation therein contained, he shall communicate such disapproval, with his reasons therefor, to the house in which the bill shall have originated, *but all items not disapproved* shall have the force and effect of law according to the original provisions of the bill. * * *"

The above sections were construed by the Supreme Court of Oklahoma in the case of *McAlester v. Oklahoma Tax Commission*, 174 Okla. 322, 50 P. 2d 647, the syllabus of said case being as follows:

"1. Section 12, article 6, of the Constitution applies *exclusively to bills making appropriations of money embracing distinct items.*

"2. Under section 11, article 6, of the Constitution, a bill *other than as referred to in section 12, supra*, enacted by the Legislature not presented to the Governor and retained by him for *five days, Sundays excepted*, before the ad-

journalment of the Legislature, and not affirmatively approved by him *within 15 days from the adjournment of the Legislature*, is not a completed legislative act, and is therefore ineffective.

"3. The term 'days,' contained in said section of the Constitution, means '*calendar days.*'"

"4. House Bill No. 29 (article 11, chapter 66, Session Laws 1935), levying an excise tax on gasoline, providing a basis upon which the tax must be computed, and further providing for the distribution of said tax, is *not exclusively a bill making appropriations of money embracing distinct items*' within the purview of section 12, article 6, of the Constitution, and said bill having been presented to the Governor less than five days, Sundays excepted, from the date of adjournment of the Legislature, and not having been affirmatively approved by the Governor, the same did not become a completed legislative enactment, and did not become effective."

Respectfully submitted,

Fred Hansen

First Assistant Attorney General

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

RESOLUTIONS

By unanimous consent, the following **SCRs** were introduced:

SCR 31—By Baldwin—A Concurrent Resolution fixing the hour and day of sine die adjournment of the Regular Session of the Twenty-Seventh Legislature of the State of Oklahoma.

Upon request of Senator Baldwin, **SCR 31** was ordered referred to the Committee on Senate and Legislative Affairs.

SCR 32—By Miskovsky, Cowden and Mahan of the Senate and Andrews of the House—A Concurrent Resolution

fixing the hour and day of sine die adjournment of the Regular Session of the Twenty-seventh Legislature of the State of Oklahoma.

SCR 32 was ordered referred to the Committee on Senate and Legislative Affairs.

Senator Payne introduced **SR 57**, following which Senators Shoemake, King, Breeden, Hope, Cobb, Baldwin, Wilson (Beckham), Ritzhaupt, Morford, Grantham, Carrier, Cartwright (Bryan), Pitcher, Land, Harris, Sandlin, Dacus, Berrong, Garvin and Pazoureck asked to be made co-authors of the Resolution.

SR 57, as co-authored, was read at length as follows, adopted upon motion of Senator Payne and ordered referred for enrollment:

SENATE RESOLUTION NO. 57—By Payne, Shoemake, King, Breeden, Hope, Cobb, Baldwin, Wilson (Beckham), Ritzhaupt, Morford, Grantham, Carrier, Cartwright (Bryan), Pitcher, Land, Harris, Sandlin, Dacus, Berrong, Garvin and Pazoureck.

A RESOLUTION COMMENDING THE SOUTHWESTERN BELL TELEPHONE COMPANY UPON ITS SELECTION OF EMPLOYEES TO SERVE THE OKLAHOMA STATE SENATE DURING THE TWENTY-SEVENTH REGULAR SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, the Southwestern Bell Telephone Company has selected six of its most gracious and lovely employees to serve as telephone operators and supervisors for the State Senate during the Twenty-Seventh Regular Session of the Oklahoma Legislature, Ver-na Robb, Thelma Bailey, Daisy Rogers, Mollie Powell, Hazel Winters and Blanche Abernathy; and

WHEREAS, these operators have rendered outstanding service to the Honorable Members and employees of the State Senate and have exhibited courte-

sies graciously and cheerfully during said session; and

WHEREAS, this Honorable Body values highly the respect and discernment employed by the Southwestern Bell Telephone Company in their selection of such highly-qualified and capable employees to serve as a part of the State Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE:

THAT, the Senate extends to the Southwestern Bell Telephone Company and to Verna Robb, Thelma Bailey, Daisy Rogers, Mollie Powell, Hazel Winters and Blanche Abernathy, its employees, its appreciation for their services.

NOW, BE IT FURTHER RESOLVED THAT, a properly authenticated copy hereof be transmitted to the Southwestern Bell Telephone Company, and to each of the above named, in token of the sentiments herein expressed and that it be spread of record in the permanent Senate Journal of this Twenty-seventh Legislature.

Referring to **SJR 39**:

Senator Harris asked unanimous consent, to which objection was voiced, that the rules of the Senate be suspended and **SJR 39** be ordered withdrawn from the Committee on Roads and Highways. that the second Committee reference thereon be rescinded and the Resolution be printed and placed upon the Calendar.

Senator Grantham asked that the record show him excused on the next legislative day, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 197 correctly engrossed.

SRs 55 and 56, SBs 135, 145, 148, 159 and 191 each correctly enrolled.

Engrossed **SB 197** was properly signed

and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs 55 and 56** were each properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 135, 145, 148, 159 and 191**, 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:

HB 784—Public Safety.

HB 856—Public Safety.

DO PASS, as amended:

HB 881—Appropriations and Budget.

HB 932—Roads and Highways—co-authored by Harris and Cartwright (Bryan).

FIRST READING

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

SB 360—By Hall of the Senate and Sparkman of the House—An Act relating to cities and towns; authorizing municipalities without confinement facilities to contract therefor with counties in which they are located; providing for severability; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 620** and requesting Conference.

Consideration of the above Message was deferred for this day.

MESSAGE FROM THE HOUSE

Advising appointment of House Conferees on **HB 503**, as follows:

Sparger, Garrison
Chairman Nichols

Upon motion of Senator Wilson (Beckham), the request of the Honorable House for a Conference on **HB 503** was ordered granted.

President Pro Tempore Garvin, having been authorized to appoint Senate Conferees, appointed as the Conferees under:

HB 503: Senators Cowden, Pazoureck and Easterly.

As provided under the Field motion, adopted on the last legislative day, the following **SBs** and **SJR**s were ordered stricken from the records of the Senate: (Only Senate authors shown)

- SBs**
- 1—By Miskovsky, Cartwright (Bryan)
 - 5—By Miskovsky
 - 7—By Bailey and Collins
 - 9—By Collins, Field, Stipe
 - 11—By McSpadden
 - 16—Committee on Education
 - 19—By Wilson (Beckham) and Payne
 - 21—By Wilson (Beckham) and Payne
 - 38—By Sandlin
 - 45—By Shoemake
 - 46—By Miskovsky
 - 53—By Stipe
 - 54—By Allen
 - 59—By Miskovsky
 - 60—By Stipe
 - 63—By Breeden
 - 64—By Pazoureck
 - 68—By Sandlin and King
 - 70—By Harris
 - 79—By Shoemake, Kerr, Sandlin, Fine, Mahan, Pazoureck, Collins, Hope, Harris, Bailey, Land, Pitcher
 - 90—By Miskovsky
 - 99—By Cartwright (Seminole), Harris
 - 101—By Sandlin, McColgin
 - 104—By Cowden, Walker
 - 109—By Ritzhaupt

- 110—By Tipps
- 112—By Roads and Highways Committee
- 113—By Wilson (Beckham), Payne, Sandlin
- 114—By Committee on Public Safety
- 117—By Land
- 124—By McClendon
- 128—By Miskovsky
- 134—By Land
- 146—By Morford, Carrier
- 147—By Hope, Bailey
- 149—By Harris, McSpadden, Carrier, Dacus, Boecher
- 151—By Stipe, Hall
- 154—By Wilson (Beckham)
- 158—By Stipe
- 162—By Stipe, Wilson (Greer), Trent, Allen
- 165—By Sandlin, Kerr
- 169—By Breeden
- 174—By Miskovsky
- 179—By Miskovsky
- 187—By Berrong
- 188—By Tipps
- 190—By Herndon
- 192—By Miskovsky
- 194—By Berrong, Miskovsky, Kerr, Boecher, Carrier, Grantham
- 196—By Tipps
- 202—By Stipe
- 209—By Morford, Grantham
- 215—By Pitcher
- 217—By Trent, Herndon
- 222—By Cobb, Fine, McClendon
- 229—By Payne
- 235—By Miskovsky
- 238—By Miskovsky
- 241—By Committee on Municipal Government
- 242—By Committee on Municipal Government
- 244—By Easterly, Payne, Wilson (Beckham)
- 248—By Miskovsky
- 252—By Bailey
- 254—By Stipe
- 257—By Sandlin, King

- 261—By Ritzhaupt
- 262—By Trent
- 267—By Morford
- 269—By Shoemake
- 271—By Committee on Insurance
- 276—By Baldwin
- 278—By Field, Morford, Easterly
- 283—By Shoemake
- 293—By Miskovsky
- 304—By Committee on Insurance
- 306—By Payne
- 307—By Hall
- 309—By Pitcher, Hall
- 317—By Miskovsky, Ritzhaupt, Mahan, Collins, Cook, Fine, Stipe, Boecher, McSpadden, Walker, Dacus, Berrong, Allen
- 318—By Payne
- 319—By Miskovsky
- 320—By Miskovsky
- 325—By Fine, Hamilton, Cobb, Bailey, Collins, Trent, Wilson (Greer)
- 332—By Stipe
- 335—By Field
- 339—By Miskovsky
- 346—By Stipe
- 347—By Stipe
- 348—By Miskovsky
- 350—By Harris, Cartwright (Bryan), Miskovsky.

- 352—By Miskovsky, Cobb, Sandlin
- 356—By Field
- SJR**s 3—By Miskovsky, Land
- 4—By Wilson (Beckham), Payne
- 5—By Allen, Wilson (Beckham), Payne
- 8—By Ritzhaupt
- 9—By Kerr
- 12—By Trent
- 17—By Grantham
- 20—By Sandlin, King, Morford, Trent
- 22—Committee on Public Health
- 28—By Miskovsky
- 29—By Mahan
- 30—By Shoemake
- 33—By Miskovsky, Trent, Allen, Cobb, Dacus, Fine, McClendon, Hamilton
- 34—By Morford, Grantham, Easterly
- 36—By Bailey, Payne
- 38—By Bailey, Mahan, Boecher, Baldwin, Pitcher, Hall, Sandlin
- 39—By Miskovsky

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

One-Hundredth Legislative Day

Friday, June 26, 1959

Pursuant to adjournment, the Senate met at 11:00 a. m. and was called to order by the President, Lieutenant Governor George Nigh.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hope, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—27.

Excused: Boecher, Carrier, Cartwright (Seminole), Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Trent.—17.

The President declared a quorum present.

Prayer was offered by the Chaplain.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

RESOLUTIONS

SR 58 was introduced by Senator Wilson (Beckham), following which Senators Baldwin, Cartwright (Bryan), Ritzhaupt, Breeden, Field, King, Sandlin, Wilson (Beckham), Wilson (Greer), Collins, Easterly, Cobb, Hope, Pazoureck, Allen, Land, Bailey, Garvin, Dacus, and Berrong asked to be made coauthors, which was the order.

SR 58, as co-authored was read at length as follows, adopted upon motion of Senator Wilson (Beckham), and referred for enrollment:

SENATE RESOLUTION NO. 58—By

Senate and Legislative Affairs Committee and Baldwin, Cartwright (Bryan), Ritzhaupt, Breeden, Field, King, Sandlin, Wilson (Beckham), Wilson (Greer), Collins, Easterly, Cobb, Hope, Pazoureck, Allen, Land, Bailey, Garvin, Dacus and Berrong of the Senate.

A RESOLUTION TAKING NOTE OF THE SERVICES OF THE OKLAHOMA BUSINESS NEWS COMPANY AND LEROY A. RITTER TO THE LEGISLATURE DURING THIS SESSION, AND EXPRESSING THE GRATITUDE OF THE STATE SENATE.

WHEREAS, During the press of business in the Legislative Session, it is extremely difficult for the members of the Legislature to keep fully informed on the status and condition of bills introduced; and

WHEREAS, The Oklahoma Legislative Reporter is published daily and each issue contains a calendar of Committee Meetings for the current day, a review of Senate and House activities for the preceding day, and a brief digest of any other significant developments in either House of the Legislature and therefore constitutes an invaluable source of information for all persons interested in the legislative business; and

WHEREAS, These daily issues and the weekly summary edition of all bills are furnished by the Oklahoma Business News Company and Leroy A. Ritter, Editor, to various officers and agencies of the Legislature without charge; and

WHEREAS, This constitutes a very real contribution to the successful con-

duct of this most vital of governmental businesses, the legislative process.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That the State Senate does hereby express its very sincere gratitude for the services rendered by the Oklahoma Business News Company and Leroy A. Ritter during this Twenty-Seventh Session of the Oklahoma Legislature, and does hereby commend them for the excellence of their publication, "The Oklahoma Legislative Reporter."

SR 59 was introduced by Senator Wilson (Beckham), following which Senators Baldwin, Cartwright (Bryan), Ritzhaupt, Breeden, Field, King, Sandlin, Wilson (Beckham), Wilson (Greer), Collins, Easterly, Cobb, Hope, Pazoureck, Allen, Land, Bailey, Garvin, Dacus and Berrong asked to be made co-authors, which was the order.

SR 59, as co-authored, was read at length as follows, adopted upon motion of Senator Wilson (Beckham) and referred for enrollment:

SENATE RESOLUTION NO. 59—By Senate and Legislative Affairs Committee and Baldwin, Cartwright (Bryan), Ritzhaupt, Breeden, Field, King, Sandlin, Wilson (Beckham), Wilson (Greer), Collins, Easterly, Cobb, Hope, Pazoureck, Allen, Land, Bailey, Garvin, Dacus and Berrong of the Senate.

A RESOLUTION TAKING OFFICIAL NOTICE OF THE SERVICES OF THE LEADER PRESS, INC., AND EXPRESSING GRATITUDE OF THE STATE SENATE.

WHEREAS, The Leader Press, Inc., is the agency which has so speedily and efficiently printed the Journal of the Senate and the House of Representatives of the Twenty-Seventh Session of the Oklahoma Legislature; and

WHEREAS, The Leader Press has published Journals, Calendars, Bills and

Resolutions for the Oklahoma Legislature since 1929, and their years of faithful and efficient service have included such unusual and difficult accomplishments as the publication of the gubernatorial impeachment record in 1929, which ran from two hundred (200) to three hundred (300) pages nightly, in addition to their regular legislative printing; and

WHEREAS, The Leader Press, Inc., is a firm in which the Legislature of Oklahoma firmly reposes its confidence, being assured that the regular, prompt and efficient printing and publication of Journals, Calendars and Bills, so vital to the successful functioning of the Legislature, will be accomplished when entrusted to the Leader Press.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That the Leader Press, Inc., and Mrs. Freda Ameringer, President, Dan Hogan, Jr., Secretary-Treasurer, and Beatrice C. Hogan, Vice-President, are hereby heartily commended for their faithful and efficient services to the Twenty-Seventh Oklahoma Legislature and previous sessions, and are hereby congratulated on accomplishing thirty (30) years of service to the Legislature of the State of Oklahoma.

SECTION 2. BE IT FURTHER RESOLVED That a properly prepared copy of this Resolution be presented to the Leader Press, Inc.

SECOND READING

The following bills and/or resolutions were read the second time and referred to Committees indicated:

SB 360—County Government.

HB 847—Economic and Industrial Development.

HB 929—By unanimous consent, **HB 929** was ordered printed and placed upon

the Calendar without reference to a committee.

HB 812—Business and Industry.

HB 744—Revenue and Taxation.

GENERAL ORDER

SB 345, by Senate Committee on Criminal Jurisprudence, was read and considered.

Upon motion of Senator Wilson (Beckham), **SB 345** was advanced to engrossment.

Senator Wilson (Beckham), asked unanimous consent that the rules of the Senate be suspended, and that **SB 345** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 345 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Hope, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Walker, Wilson (Beckham), Wilson (Greer).—25.

Excused: Boecher, Carrier, Cartwright (Seminole), Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Trent.—17.

Not Voting: Hall, Tipps.—2.

The bill was declared passed.

Upon motion of Senator Wilson (Beckham), the emergency clause to **SB 345** was stricken and the title amended to conform thereto.

SB 345, as amended, was referred for engrossment.

GENERAL ORDER

HB 796, by Committee on Mental Health and Retardation, was read and considered.

Upon motion of Senator Hope, **HB 796**, was advanced to engrossment.

Senator Hope asked that the rules be suspended, and that **HB 796**, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 796 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Hope, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Excused: Boecher, Carrier, Cartwright (Seminole), Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Trent.—17.

Not Voting: Breeden, Hall.—2.

The bill was declared passed.

Upon motion of Senator Hope, the emergency clause to **HB 796** was stricken, and the title amended to conform thereto.

HB 796, as amended, was referred for engrossment.

GENERAL ORDER

HB 519, by McCarty and Skeith, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 519** was advanced to engrossment.

Upon motion of Senator Ritzhaupt, the rules of the Senate were suspended, and **HB 519** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 519 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Hope, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Boecher, Carrier, Cartwright (Seminole), Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Trent.—17.

Not Voting: Hall.—1.

The bill was declared passed.

Upon motion of Senator Ritzhaupt, the emergency clause to **HB 519** was stricken, and the title amended to conform thereto.

HB 519, as amended, was advanced to engrossment.

Senator Shoemake presiding.

GENERAL ORDER

HB 794, by Finch, et al of the House and McSpadden, Walker, Bailey, Berrong and Kerr of the Senate, was read and considered.

Upon motion of Senator Walker, **HB 794** was advanced to engrossment.

Senator Walker asked unanimous consent that the rules of the Senate be suspended, and that **HB 794** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 794 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe,

Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Excused: Boecher, Carrier, Cartwright (Seminole), Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Trent.—17.

Not Voting: Hall, Hope.—2.

The bill was declared passed.

HB 794, as amended, was referred for engrossment.

GENERAL ORDER

HB 857, by Senate Committee on Insurance and Field of the Senate, was read and considered.

Upon motion of Senator Field, **HB 857** was advanced to engrossment.

Senator Field asked unanimous consent that the rules of the Senate be suspended, and that **HB 857** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 857 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Hope, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Boecher, Carrier, Cartwright (Seminole), Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Trent.—17.

Not Voting: Hall.—1.

The bill was declared passed.

Senator Field asked unanimous consent that the emergency clause to **HB 857** be ordered stricken and the title

amended to conform, which was the order.

HB 857, as amended, was referred for engrossment.

GENERAL ORDER

HB 799, by Howard, et al, was read and considered.

Upon motion of Senator Land, **HB 799** was advanced to engrossment.

Upon motion of Senator Land, the rules of the Senate were suspended, and **HB 799** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 799 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Garvin, Hope, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Boecher, Carrier, Cartwright (Seminole), Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pitcher, Trent.—17.

Not Voting: Hall.—1.

The bill was declared passed.

Upon motion of Senator Land, the emergency clause to **HB 799** was stricken and the title amended to conform thereto.

HB 799, as amended, was referred for engrossment.

GENERAL ORDER

Senator Payne asked unanimous consent that **HB 529** be ordered withdrawn from the Calendar and referred to the Committee on Senate and Legislative Affairs, which was the order.

HB 510, by McCarty, was read and considered.

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

Senator Easterly asked that the record show him excused for the remainder of this legislative day, which was the order.

Upon motion of Senator Bailey, **HB 510** was advanced to engrossment.

Senator Bailey asked unanimous consent that the rules of the Senate be suspended, and that **HB 510** be considered engrossed and placed upon third reading and final passage which was the order.

Senator Sandlin presiding.

THIRD READING

HB 510 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Hall.—1.

The bill was declared passed.

Upon motion of Senator Bailey, the emergency clause to **HB 510** was stricken and the title amended to conform thereto.

HB 510, as amended, was referred for engrossment.

GENERAL ORDER

HB 683, by Watkins and Shoemake, was read and considered.

Upon motion of Senator Pazoureck, **HB 683** was advanced to engrossment.

Senator Pazoureck asked unanimous consent that the rules of the Senate be suspended, and that **HB 683** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 683 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Allen.—1.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Hall.—1.

The bill was declared passed.

Upon motion of Senator Pazoureck, the emergency clause to **HB 683** was stricken and the title amended to conform thereto.

HB 683, as amended, was referred for engrossment.

GENERAL ORDER

HB 776, by Richardson, et al, was read and considered.

Upon motion of Senator Berrong, **HB 776** was advanced to engrossment.

Senator Berrong asked unanimous consent that the rules of the Senate be suspended, and that **HB 776**, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 776 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Hall.—1.

The bill was declared passed.

Upon motion of Senator Berrong, the emergency clause to **HB 776** was stricken and the title amended to conform thereto.

HB 776, as amended, was referred for engrossment.

GENERAL ORDER

HB 821, by Dyer, was read and considered.

Upon motion of Senator Tipps, **HB 821** was advanced to engrossment.

Senator Tipps asked unanimous consent that the rules of the Senate be suspended, and that **HB 821** be considered engrossed and placed upon third reading and final passage, which was the order.

By unanimous consent, upon request of Senator Tipps, further consideration of **HB 821** was deferred.

GENERAL ORDER

SB 358, by Ritzhaupt of the Senate and Rogers of the House, was read and considered.

Upon motion of Senator Ritzhaupt, **SB 358** was advanced to engrossment.

Senator Ritzhaupt asked unanimous

consent that the rules be suspended and that **SB 358** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

SB 358 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Hall.—1.

The bill was declared passed.

Senator Ritzhaupt asked unanimous consent that the emergency clause to **SB 358** be stricken and the title amended to conform, which was the order.

SB 358, as amended, was referred for engrossment.

GENERAL ORDER

HB 739, by Howard, et al, was read and considered.

Upon motion of Senator Land, **HB 739** was advanced to engrossment and third reading.

Senator Land asked unanimous consent that the rules of the Senate be suspended and that **HB 739** be considered engrossed and placed upon third reading and final passage, which was the order.

By unanimous consent, upon request of Senator Land, further consideration of **HB 739** was deferred until Monday, June 29.

Senator Dacus asked to be shown ex-

cused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HB 876, by Howard et al of the House and Walker of the Senate, was read and considered.

Upon motion of Senator Walker, **HB 876** was advanced to engrossment.

Senator Walker asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 876** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 876 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Field, Garvin, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Excused: Boecher, Carrier, Cartwright (Seminole), Dacus, Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—18.

Not Voting: Hall, Hope.—2.

The bill was declared passed.

Senator Walker asked unanimous consent, which was granted, that the emergency section to **HB 876** be stricken and the title amended to conform.

HB 876, as amended, was referred for engrossment.

GENERAL ORDER

Senator Ritzhaupt moved that **SB 73**, by Committee on Public Health, be stricken from the Calendar, which motion prevailed.

HB 893, by Howard et al of the House

and Land and Shoemake of the Senate, was read and considered.

Upon motion of Senator Shoemake, **HB 893** was advanced to engrossment.

Upon motion of Senator Shoemake, the rules of the Senate were suspended and **HB 893** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 893 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Excused: Boecher, Carrier, Cartwright (Seminole), Dacus, Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—18.

Not Voting: Hall.—1.

The bill was declared passed.

Senator Shoemake asked unanimous consent, which was granted, that the emergency section to **HB 893** be stricken and the title amended to conform.

HB 893, as amended, was referred for engrossment.

Senator Dacus asked to be shown present, which was the order.

GENERAL ORDER

HB 533, by Meacham of the House and Wilson (Beckham) of the Senate, was read and considered.

Upon motion of Senator Wilson (Beckham), **HB 533** was advanced to engrossment.

Upon motion of Senator Wilson (Beckham), the rules of the Senate were suspended and **HB 533** was considered

engrossed and placed upon third reading and final passage.

THIRD READING

HB 533 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Ritzhaupt.—1.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Hall.—1.

The bill was declared passed.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that the emergency section to **HB 533** be stricken and the title amended to conform.

HB 533, as amended, was referred for engrossment.

GENERAL ORDER

HB 859, by Belvin et al of the House and Berrong, Kerr and Trent of the Senate, was read and considered.

Senator Bailey moved to amend **HB 859**, line 3, page 4, by adding after the word "potential" the following new paragraph: "Provided that nothing herein shall infringe upon or discriminate against the practice of any profession for which a license is required by the laws of this State" which amendment was declared adopted.

Senator Ritzhaupt moved to amend **HB 859**, line 4, page 4, by adding a comma after the word "to" and before the word at the end of line 4 and strike

the word "public" on line 5; at the end of line 6, after the word "supplies" insert a comma and on line 7 after the word "approved" insert the words "public or," which amendment was declared adopted.

Senator Bailey moved to amend **HB 859**, line 18, page 4, by substituting the words "the healing arts" for the word "medicine," which amendment was declared adopted.

Upon motion of Senator Berrong, **HB 859**, as amended, was advanced to engrossment.

Senator Berrong asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 859**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 859 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Cowden, Dacus, Field, Garvin, Hope, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—24.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Collins, Hall, Miskovsky.—3.

The bill was declared passed.

Senator Berrong asked unanimous consent, which was granted, that the emergency section to **HB 859** be stricken and the title amended.

HB 859, as amended, was referred for engrossment.

GENERAL ORDER

SB 88, by Stipe and Hall, was read and considered.

Upon motion of Senator Stipe, **SB 88** was advanced to engrossment.

Senator Stipe moved that the rules be suspended and **SB 88** be 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:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cobb, Field, Garvin, Hope, Land, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—19.

Nay: Cowden, King, Ritzhaupt.—3.

Excused: Boecher, Carrier, Cartwright (Seminole), Dacus, Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—18.

Not Voting: Baldwin, Collins, Hall, Miskovsky.—4.

The bill was declared failed of passage.

GENERAL ORDER

SB 184, by Stipe, was read and considered.

Upon motion of Senator Stipe, **SB 184** was advanced to engrossment.

Senator Stipe asked unanimous consent, which was granted, that the rules of the Senate be suspended and **SB 184** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 184 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Field, Garvin, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—23.

Excused: Boecher, Carrier, Cartwright (Seminole), Dacus, Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—18.

Not Voting: Hall, Hope, Miskovsky.—3.

The bill was declared passed.

Senator Stipe asked unanimous consent, which was granted, that the emergency section to **SB 184** be stricken and the title amended to conform.

SB 184, as amended, was referred for engrossment.

GENERAL ORDER

HB 868, by Fuller, was read and considered.

Upon motion of Senator Bailey, **HB 868** was advanced to engrossment.

Senator Bailey asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 868** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 868 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Garvin, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—24.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham,

Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Baldwin, Hall, Hope.—3.

The bill was declared passed.

Senator Bailey asked unanimous consent, which was granted, that the emergency section to **HB 868** be stricken and the title amended to conform.

HB 868, as amended, was referred for engrossment.

GENERAL ORDER

SB 353, by Land, was read and considered.

Senator Land moved to amend **SB 353**, by striking the title thereto and inserting in lieu thereof the following: "AN ACT RELATING TO JUVENILE COURT JUDGES; AMENDING 20, O.S. 1957, SUPPLEMENT § 791; FIXING COMPENSATION OF JUVENILE COURT JUDGES IN CERTAIN COUNTIES; AND DECLARING AN EMERGENCY," which amendment was declared adopted.

Upon motion of Senator Land, **SB 353**, as amended, was advanced to engrossment.

Senator Land asked unanimous consent which was granted, that the rules of the Senate be suspended and **SB 353**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 353 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cobb, Collins, Cowden, Dacus, Field, Garvin, King, Land, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—23.

Nay: Ritzhaupt.—1.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Cartwright (Bryan), Hall, Hope.—3.

The bill was declared passed.

Senator Land asked unanimous consent, which was granted, that the emergency section to **SB 353** be stricken and the title amended to conform.

SB 353, as amended, was referred for engrossment.

PENDING SENATE ACTION

Senator Berrong moved that the request of the Honorable House for a conference on **HB 620** be granted, which motion prevailed.

Senator Dacus asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HB 830, by Richeson et al, was read and considered.

Senators Payne and Shoemake asked to be made co-authors of **HB 830**, which was the order.

Upon motion of Senator Payne, **HB 830** was advanced to engrossment.

Senator Payne asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 830** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 830 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Field, Garvin, King, Land, Miskovsky, Payne, Pazoureck, Ritz-

haupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—23.

Excused: Boecher, Carrier, Cartwright (Seminole), Dacus, Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—18.

Not Voting: Hall, Hope, Stipe.—3.

The bill was declared passed.

Senator Payne asked unanimous consent, which was granted, that the emergency section to **HB 830** be stricken and the title amended to conform.

HB 830, as amended, was referred for engrossment.

Senator Shoemake presiding.

GENERAL ORDER

HB 748, by Shoemake et al of the House and Wilson (Greer) and Stipe of the Senate, was read and considered.

Senator Stipe moved that **HB 748** be advanced to engrossment, which motion prevailed.

Senator Dacus asked to be shown present, which was the order.

Senator Payne asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 748** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 748 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cobb, Collins, Cowden, Dacus, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—23.

Nay: Baldwin.—1.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, Mc-

Clendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Cartwright (Bryan), Hall, Walker.—3.

The bill was declared passed.

Senator Stipe asked unanimous consent, which was granted, that the emergency section to **HB 748** be stricken and the title amended to conform.

HB 748, as amended, was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Stipe moved to reconsider the vote by which **HB 748**, as amended, was passed.

GENERAL ORDER

HB 882, by Rogers, was read and considered.

Upon motion of Senator Miskovsky, **HB 882** was advanced to engrossment.

Senator Miskovsky asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 882** be placed upon third reading and final passage.

THIRD READING

HB 882 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cobb, Cowden, Dacus, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—23.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Breeden, Cartwright (Bryan), Collins, Hall.—4.

The bill was declared passed.

Upon motion of Senator Miskovsky, the emergency section to **HB 882** was ordered stricken and the title amended to conform.

HB 882, as amended, was referred for engrossment.

GENERAL ORDER

HB 884, by Rogers, was read and considered.

Senator Miskovsky asked further consideration of **HB 884** be deferred until the next legislative day, which was the order.

HB 856, by Shoemaker et al of the House and Tipps of the Senate, was read and considered.

Upon motion of Senator Tipps, **HB 856** was advanced to engrossment.

Senator Tipps moved that the rules of the Senate be suspended and **HB 856** be considered engrossed and placed upon third reading and final passage, which motion prevailed.

THIRD READING

HB 856 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Garvin, Hope, King, Land, Miskovsky, Payne, Pazoureck, Sandlin, Shoemaker, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—23.

Nay: Baldwin, Ritzhaupt.—2.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Hall, Stipe.—2.

The bill was declared passed.

Senator Tipps asked unanimous consent, which was granted, that the emergency to **HB 856** be stricken and the title amended to conform.

HB 856, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12a, Senator Ritzhaupt moved to reconsider the vote by which **HB 856** was passed.

GENERAL ORDER

HB 917, by Howard et al, was read and considered.

Upon motion of Senator Land, **HB 917**, as amended, was advanced to engrossment.

Senator Land asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 917**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 917 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Hope, King, Land, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer)—24.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Garvin, Hall, Stipe.—3.
The bill was declared passed.

Senator Land asked unanimous consent, which was granted, that the emergency section to **HB 917**, as amended, be stricken and the title amended to conform.

HB 917, as amended, was referred for engrossment.

Senator Allen asked unanimous con-

sent, which was granted, that the President Pro Tempore, at his discretion, between now and January 31, next year, be authorized to give as a bonus Five Hundred (\$500.00) Dollars, each, to Miss W. E. Shipley, Senate Journal Clerk, and to Mr. Frank Truel, Sergeant-at-Arms; and to Mr. George O'Neal, Calendar Clerk, Two Hundred Fifty (\$250.00) Dollars.

Senator Wilson (Beckham) moved that all Senate Bills, Senate Joint Resolutions, Senate Concurrent Resolutions, with the following exceptions, be ordered stricken from the Senate Calendar at the adjournment of the Senate on this legislative day.

SJR 27—By Ritzhaupt

SB 66—By Sandlin and King

SB 329—By Grantham

SB 331—By Sandlin

SB 333—By Walker and Bailey

SB 334—By Grantham

SB 355—By Collins

Senator Baldwin moved to table the Wilson (Beckham) motion, which motion failed of adoption.

Senator Cowden presiding.

The vote occurring on the Wilson (Beckham) motion, it was declared adopted.

GENERAL ORDER

SB 341, by Shoemake, was read and considered.

Upon motion of Senator Shoemake, **SB 341** was advanced to engrossment.

Senator Shoemake asked unanimous consent, which was granted, that the rules of the Senate be suspended and **SB 341** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 341 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Field, Garvin, Hope, King, Land, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—24.

Excused: Boecher, Carrier, Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, McClendon, McColgin, McSpadden, Mahan, Morford, Pitcher, Trent.—17.

Not Voting: Allen, Hall, Miskovsky.—3.

The bill was declared passed.

Senator Shoemake asked unanimous consent, which was granted, that the emergency section to **SB 341** be stricken and the title amended to conform.

SB 341, as amended, was referred for engrossment.

President Pro Tempore Garvin announced matters were on the President's desk for the consideration of the Senate in executive session.

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

*

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

The Senate, in executive session and upon motion of Senator Land, advised and consented to the confirmation of J. M. HEWGLEY, Jr., of Tulsa, as a member of the Oklahoma Alcoholic Beverage Control Board, for a term effective upon confirmation and ending seven years from the date of confirmation.

President Pro Tempore Garvin having been authorized to appoint Senate Conferees appointed as the Conferees under:

HB 620: Senators Berrong, Ritzhaupt and Hamilton.

RESOLUTIONS

By unanimous consent, **SR 60** was introduced by Senator Berrong, following which Senators Wilson (Beckham), Sandlin and Allen asked to be made co-authors of the Resolution.

SR 60, as co-authored was read at length as follows, adopted upon motion of Senator Berrong and ordered referred for enrollment:

SENATE RESOLUTION NO. 60—By Berrong, Wilson (Beckham), Sandlin, and Allen.

A RESOLUTION COMMENDING MR. BERT BRUNDAGE OF THOMAS, OKLAHOMA, FOR HIS LONG AND DISTINGUISHED SERVICE ON THE BOARD OF REGENTS FOR HIGHER EDUCATION; AND DIRECTING DISPOSITION OF COPIES HEREOF.

WHEREAS, Mr. Bert Brundage of Thomas, Oklahoma, has served for over fourteen (14) years as a member of the Oklahoma Board of Regents for Higher Education; and

WHEREAS, This long term of public service has been performed in a truly outstanding manner, and Mr. Brundage, at considerable personal inconvenience, has shown a degree of interest and devoted an amount of time to his duties in this office which were beyond the normal time and interest commonly devoted to such an office; and

WHEREAS, Mr. Brundage's long service in this capacity has been distinguished by his advocacy of stability in state institutions of higher learning, and by his unwavering and enthusiastic support of the democratic principle that higher education should be made available to all Oklahoma youth; and

WHEREAS, Mr. Brundage has contributed a great deal of extra personal attention and effort to the establishment and development of a School of

Pharmacy at Southwestern State College at Weatherford, Oklahoma; and

WHEREAS, It is only fitting and appropriate that the efforts, sacrifices and achievements of such dedicated public service as Mr. Brundage's be recognized by this Body on behalf of the people of the State of Oklahoma, particularly in view of his long and distinguished record of service.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. Mr. Bert Brundage of Thomas, Oklahoma, is hereby heartily commended for his outstanding and devoted service to the people of the State of Oklahoma during his long tenure as a member of the Board of Regents for Higher Education, and this representative Body, on behalf of itself and his fellow citizens, does hereby express its most sincere gratitude to Mr. Brundage for the years of fine work he has contributed in that capacity.

SECTION 2. That this Resolution be spread at large upon the official Journal of the Senate of the State of Oklahoma, and a properly prepared copy hereof be presented to Mr. Brundage, and sent to the Thomas Tribune, Thomas, Oklahoma, the Weatherford News, Weatherford, Oklahoma, and the Clinton Daily News, Clinton, Oklahoma.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet on Monday, June 29, 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:

HB 529 — Senate and Legislative Affairs.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 57 correctly enrolled.

Enrolled **SR 57** was properly signed and ordered transmitted to the Secretary of State.

As provided under the Wilson (Beckham) motion, adopted on this legislative day, the following **SBs**, **SJR**s and **SCR**s were ordered stricken from the Calendar: (Only Senate authors shown)

- SBs** 14—By Committee on Education
 56—By Stipe
 77—By Hall
 86—By Stipe
 87—By Miskovsky
 106—By Sandlin and King
 122—By Wilson (Beckham)
 144—By Hamilton
 240—By Miskovsky
 253—By Miskovsky
 256—By Mahan
 263—By Miskovsky
 289—By Pitcher, Hall
 292—By Shoemake, Kerr, King
 294—By Shoemake
 302—By Miskovsky
 305—By Cowden
 311—By Hamilton, McClendon, Trent
 322—By Insurance Committee
 336—By Land
 340—By Miskovsky
 342—By Sandlin, King
 343—By Grantham
 349—By Sandlin
- SJR**s 13—By Cartwright (Seminole), Sandlin, Easterly, Harris
 14—By Cartwright (Seminole), Sandlin, Easterly, Harris
 35—By Wilson (Beckham)
- SCR** 6—By Miskovsky

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet on Monday, June 29, at 1:30 p. m.

One Hundred and First Legislative Day

Monday, June 29, 1959

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

The roll call was as follows:

Present: Bailey, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Allen, Baldwin, Breeden, Collins, Mahan, Miskovsky, Trent.—7.

The President declared a quorum present.

Prayer was offered by the Chaplain, Reverend Leonard W. Cronin, Pastor of the First Methodist Church, Checotah.

Senator Bailey asked unanimous consent that Susan Luttrell of Norman be made an Honorary Page for this legislative day, which was the order.

Senator Walker asked unanimous consent that Lindsay Bailey, eight year old son of Senator Bailey, and a student at Jackson School, Norman, be made an Honorary Page for this legislative day, which was the order.

Senator Cartwright (Seminole) asked unanimous consent that David, Gail and Rodger Rhodes of Wewoka be made Honorary Pages for this legislative day, which was the order.

Senator Ritzhaupt asked unanimous consent that Sarah Anne Whitaker, eight-year-old daughter of former Senator Joe Whitaker of Eufaula, be made an Honorary Journal Clerk for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

President Pro Tempore Garvin presiding.

COMMITTEE REPORTS

The following bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 933—Banks and Banking.

MESSAGES FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 798—By Goodfellow—An Act relating to crimes; amending 21 O. S. 1951, § 1716, which prohibits and punishes larceny of domestic animals, by raising maximum imprisonment for cattle theft to fifteen (15) years.

The above numbered **HB** was read for the first time.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 135, 145, 148, 159** and **191**.

The above numbered Enrolled bills

were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 26**—Coauthored by Larason, Ozmun, Taliaferro and Daugherty; and **SCRs 27, 29 and 30**.

The above numbered resolutions were referred for enrollment.

MESSAGES FROM GOVERNOR

Advising approval by him, June 27, 1959, of Enrolled **SBs 160, 167, 312** entitled:

ENROLLED SENATE BILL NO. 160
By Baldwin, Shoemake, Carrier, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Grantham, Herndon, King, McColgin, Mahan, Payne and Sandlin of the Senate and Buckler and Priebe of the House.

AN ACT RELATING TO MARRIAGES; AMENDING 43 O. S. 1951, § 3, AS AMENDED BY HOUSE BILL NO. 688 OF THE TWENTY-SEVENTH OKLAHOMA LEGISLATURE; PERTAINING TO ELIGIBILITY AND LICENSES FOR MARRIAGE, BY: REQUIRING CONSENT OF PARENT OR GUARDIAN BE GIVEN IN PERSON TO LICENSING OFFICIAL, UNLESS PARENT OR GUARDIAN IS SWORN BY DOCTOR TO BE UNABLE TO BE PRESENT, OR UNLESS UNDERAGE APPLICANT IS IN MILITARY SERVICE; REQUIRING SUCH CERTIFICATES TO BE KEPT AS PUBLIC RECORD; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 167
—By Breeden, Field and Wilson (Greer) of the Senate and Bower, Bradley (Jefferson), Cole, Foster, Hargrave, Daugherty, Patterson and Goodfellow of the House.

AN ACT RELATING TO STATE TREASURY ACCOUNTS; AMENDING 62 O. S. 1951, § 7.2, WHICH RELATES TO TRUST OR AGENCY ACCOUNTS THEREIN, TO PROVIDE FOR COUNTERSIGNATURES ON CASH VOUCHERS DRAWN AGAINST SUCH OFFICIAL DEPOSITORY ACCOUNTS IN THE STATE TREASURY; AND DECLARING AN EMERGENCY.

ENROLLED SENATE BILL NO. 312
—By Trent, McClendon, Cartwright (Bryan), Fine, Pitcher, Ritzhaupt, Stipe, Wilson (Greer), Baldwin, Carrier, Dacus, Grantham, Hamilton, McColgin, McSpadden, Payne, Shoemake and Wilson (Beckham) of the Senate and Ham, Nichols, Allard, Belvin, Briscoe, Daugherty, Dolezal, Karnes, Mitchell, Odom (McIntosh), Stevens, Traw, Willis (Jackson), Baggett, Nance, McCune, Howard, Poynor, Mountford, Richardson, Roberts, Clark, Skaggs, Ford, Reneau, Fuller, Andrews, Johnston, Foster, Shibley, Forsythe, Privett, Kardokus, Tinker, Wilkerson, Bradley (Tulsa), Spraker, Burnham, Cox, Howze, Lance, Richeson, Buckler, McGahey, Sparger, Craig, Bond (Marshall), Bower, Meacham, Ruby, Sare, Bond (Stephens), Daniel, Goodfellow, Langley, Van Hooser, Watkins, Vandiver, Avey, Ogden, Cooksey, Fogarty, Moad, and House Committee on Revenue and Taxation and House Committee on Social Welfare.

AN ACT RELATING TO AND PROVIDING FOR STATE BUILDINGS; PROVIDING FOR THE CONSTRUCTION, EQUIPPING, OPERATION AND FINANCING OF A STATE OFFICE BUILDING OR BUILDINGS FOR THE USE OF STATE AND/OR FEDERAL AGENCIES AND DEPARTMENTS; CREATING THE "OKLAHOMA CAPITOL IMPROVEMENT AUTHORITY" AND PRESCRIBING THE COMPOSITION, POWERS AND DUTIES

THEREOF; PROVIDING FOR AND AUTHORIZING THE FINANCING OF SUCH OFFICE BUILDING OR BUILDINGS THROUGH THE ISSUANCE OF SELF - LIQUIDATING REVENUE BONDS AND PRESCRIBING THE CONDITIONS FOR, AND REGULATING THE SALE, ISSUANCE, APPROVAL, PURCHASE AND REDEMPTION OF SUCH BONDS; AUTHORIZING THE PURCHASE THEREOF BY CERTAIN STATE AGENCIES; RESTRICTING USE OF FUNDS; EMPOWERING THE AUTHORITY TO FIX RENTS, CHARGES AND FEES; AUTHORIZING THE AUTHORITY TO EXECUTE AGREEMENTS WITH STATE AGENCIES AND DEPARTMENTS AND THE FEDERAL GOVERNMENT; EXEMPTING BONDS FROM TAXATION; REPEALING 57.4 AND 57.5 (a), TITLE 62, O. S. 1957 SUPPLEMENT, SAME AS SENATE BILL 23, 1953 SESSION LAWS; PROVIDING THAT PROVISIONS OF THE ACT ARE SEVERABLE; AND DECLARING AN EMERGENCY.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 24, 43, 55 and 61, and referral of bills to General Conference Committee on Appropriations.

MESSAGE FROM THE HOUSE

Advising naming House Conferees on Engrossed HB 620 as follows: Howard, Chairman, Daugherty and Cox.

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

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on SB 103 was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 103 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE BOARD OF REGENTS FOR HIGHER EDUCATION; EXPRESSING THE INTENT OF THE LEGISLATURE THAT IT BE USED TO BUILD AN ADDITIONAL WING TO THE SPEECH AND HEARING CLINIC AND TO MATCH FEDERAL FUNDS AVAILABLE THEREFOR; MAKING THE APPROPRIATION NONFISCAL; AND DECLARING AN EMERGENCY, beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Amendment No. 1.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pazoureck	Levergood
Shoemake	Nance
Tipps	Poynor
	Reneau
	Roberts
	Sparger
	Williams
	Murray)

SB 103, 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:

Aye: Bailey, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Gran-

tham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Allen, Baldwin, Breeden, Mahan, Miskovsky, Trent.—6.

Not Voting: McSpadden, Shoemake.—2.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Allen, Baldwin, Breeden, Mahan, Miskovsky, Trent.—6.

Not Voting: McSpadden, Shoemake.—2.

The emergency was declared passed.

SB 103, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 72** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE HOUSE
OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 72 and Engrossed House Amendments thereto, entitled:

AN ACT APPROPRIATING THE
SUM OF THIRTEEN THOUSAND

SEVEN HUNDRED FIFTY DOLLARS (\$13,750.00) FOR THE FISCAL YEAR ENDING JUNE 30, 1960, AND THE SUM OF THIRTEEN THOUSAND SEVEN HUNDRED FIFTY DOLLARS (\$13,750.00) FOR THE FISCAL YEAR ENDING JUNE 30, 1961, FOR THE PURPOSE OF CARRYING INTO EFFECT THE PROVISIONS OF TITLE 70, §§ 1541, 1542, 1543, O.S. 1951, RELATING TO THE CARE, TRAINING AND EDUCATION OF THE DEPENDENT YOUTH AND ORPHANS OF THE STATE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 72, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 72
—By General Conference Committee on Appropriations.

AN ACT APPROPRIATING THE SUM OF THIRTEEN THOUSAND SEVEN HUNDRED FIFTY DOLLARS (\$13,750.00) FOR THE FISCAL YEAR ENDING JUNE 30, 1960, AND THE SUM OF THIRTEEN THOUSAND SEVEN HUNDRED FIFTY DOLLARS (\$13,750.00) FOR THE FISCAL YEAR ENDING JUNE 30, 1961, FOR THE PURPOSE OF CARRYING INTO EFFECT THE PROVISIONS OF TITLE 70, §§ 1541, 1542, 1543, O.S. 1951, RELATING TO THE CARE, TRAINING AND EDUCATION OF THE DEPENDENT YOUTH AND ORPHANS OF 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 State Treasury to the credit of the Emergency Appropriation Fund for the

fiscal year ending June 30, 1959, not otherwise appropriated, the sum of Thirteen Thousand Seven Hundred Fifty Dollars (\$13,750.00) to be used for the fiscal year ending June 30, 1960. There is hereby appropriated out of any monies in the State Treasury to the credit of the Emergency Appropriation Fund for the fiscal year ending June 30, 1960, not otherwise appropriated, the sum of Thirteen Thousand Seven Hundred Fifty Dollars (\$13,750.00) to be used for the fiscal year ending June 30, 1961, for the purpose of carrying into effect the provisions of Title 70, Sections 1541, 1542, 1543, Oklahoma Statutes 1951, relating to the care, training and education of the dependent youth and orphans of the State who have attained the equivalent of a common school education standing, and who, by reason of being poor, dependent, neglected or orphaned, may be unable to be cared for, trained or educated otherwise.

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.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pazoureck	Levergood
Shoemake	Nance
Tipps	Poynor
	Reneau
	Roberts
	Williams
	(Murray)

SB 72, 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:

Aye: Bailey, Berrong, Boecher, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Morford, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Baldwin, Breeden, Mahan, Miskovsky, Trent.—6.

Not Voting. Cartwright (Bryan), McColgin, Payne, Sandlin.—4.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Morford, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Baldwin, Breeden, Mahan, Miskovsky, Trent.—6.

Not Voting. Cartwright (Bryan), McColgin, Payne, Sandlin.—4.

The emergency was declared passed.

SB 72, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Cowden presiding.

Senators Breeden and Allen asked to be recorded present, which was the order.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 207** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE HOUSE OF
REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 207 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE STATE BOARD OF VOCATIONAL EDUCATION; STATING THE PURPOSE; PROVIDING FOR AGREEMENTS WITH THE UNITED STATES OFFICE OF EDUCATION; AUTHORITY FOR THE APPOINTMENT AND COMPENSATION OF PERSONNEL; MAKING THE APPROPRIATION FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Engrossed House Amendment No. 1.
2. That on Page 1, line 21 the figures "\$42,255.71, \$44,455.71" be stricken, and the figures "\$25,000.00, \$25,000.00" be inserted in lieu thereof.
3. That on Page 1, line 22 the figures "123,972.00, 123,972.00" be stricken, and the figures "\$25,000.00, 25,000.00" be inserted in lieu thereof.
4. That on Page 1, line 23 the figures "166,227.71, \$168,427.71" be stricken, and the figures "\$50,000.00, 50,000.00" be inserted in lieu thereof.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope, Chairman	Ruby, Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pazoureck	Levergood
Shoemake	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

SB 207, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Mahan, Miskovsky, Trent.—4.

Not Voting: Cartwright (Bryan).—1.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Mahan, Miskovsky, Trent.—4.

Not Voting: Cartwright (Bryan).—1.

The emergency was declared passed.

SB 207, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

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

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 214** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 214 and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; MAKING APPROPRIATIONS TO THE STATE BOARD OF EDUCATION; PROVIDING FOR THE MATCHING BY THE STATE OF FEDERAL FUNDS AVAILABLE FOR GUIDANCE; COUNSELING AND TESTING IN THE SECONDARY SCHOOLS OF OKLAHOMA; AND FOR THE COST OF FORMULATING AND DISTRIBUTING CURRICULUM GUIDES FOR THE ELEMENTARY AND SECOND-

ARY SCHOOLS OF OKLAHOMA; AUTHORIZING THE STATE BOARD OF EDUCATION TO CREATE POSITIONS, FIX THE DUTIES AND COMPENSATION OF PERSONNEL NECESSARY TO CARRY OUT THE PROVISIONS OF THIS ACT; MAKING APPROPRIATIONS NONFISCAL; AND DECLARING AN EMERGENCY. beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 214, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 214 —By General Conference Committee on Appropriations.

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; MAKING APPROPRIATIONS TO THE STATE BOARD OF EDUCATION; PROVIDING FOR THE MATCHING BY THE STATE OF FEDERAL FUNDS AVAILABLE FOR GUIDANCE, COUNSELING AND TESTING IN THE SECONDARY SCHOOLS OF OKLAHOMA; AUTHORIZING THE STATE BOARD OF EDUCATION TO CREATE POSITIONS, FIX THE DUTIES AND COMPENSATION OF PERSONNEL NECESSARY TO CARRY OUT THE PROVISIONS OF THIS ACT; MAKING THE APPROPRIATIONS NONFISCAL; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the State Board of Education from the General Revenue Fund of the State, for the fiscal years indicated, not otherwise appropriated, to be expended by the State Board of Education for the purposes specified in this Act;

Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
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To the State Board of Education for the purpose of matching Federal Funds for carrying on a guidance, counseling and testing program in the Public Secondary Schools of Oklahoma as provided in this Act -----\$ 25,000.00 \$ 25,000.00

SECTION 2. The funds appropriated in Section 1 of this Act for the purpose of matching Federal Funds for supervising the guidance, counseling and testing programs in Public Secondary Schools, for administering tests in Public Secondary Schools, and assisting in Financing local Public Secondary Schools counseling programs shall be expended in cooperating with the United States Office of Education in providing programs of guidance, counseling and testing in the Public Schools of Oklahoma according to the terms of Sections 501-504(a), inclusive, of Title V, Part A, of Public Law 864, enacted by the 85th Congress, and subsequent acts mandatory thereof and supplemental thereto, such Public Law 864 being officially designated as the National Defense Education Act of 1958.

SECTION 3. The State Board of Education shall have authority to appoint and fix the duties and compensation of such employees as it deems necessary and permissible under the National Defense Education Act of 1958 to perform the duties of administering said Sections 501-504(a), inclusive, of Title V, Part A, of Public Law 864 enacted by the 85th Congress, and amendatory and supplemental acts.

SECTION 4. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

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.

SB 214, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Baldwin, Miskovsky, Trent.—3.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Baldwin, Miskovsky, Trent.—3.

The emergency was declared passed.

SB 214, together with Conference

Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 44** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 44 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OKLAHOMA DEPARTMENT OF PUBLIC SAFETY; STATING THE PURPOSE; AUTHORITY FOR THE APPOINTMENT AND COMPENSATION OF CERTAIN PERSONNEL; AMENDING TITLE 47, O. S. 1951, SECTIONS 22.2 AND 116.5; MAKING THE APPROPRIATIONS FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 44, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 44

--By General Conference Committee on Appropriations.

AN ACT RELATING TO THE OKLAHOMA DEPARTMENT OF PUBLIC SAFETY AND MAKING APPROPRIATIONS THERETO; AUTHORITY FOR THE APPOINTMENT AND COMPENSATION OF CERTAIN PERSONNEL; PROVIDING FOR WORKMEN'S COMPENSATION; AMENDING TITLE 47, O. S. 1951, SECTIONS 22.2 and 116.5; AMENDING TITLE 47, CHAPTER 10, SECTIONS 2 AND 4, PAGE 212, OKLAHOMA SESSION LAWS 1953. (47 O. S. SUPP. 1957, § 382.2 AND 382.4) PROVIDING FOR CLASSIFICATION AND ASSIGNMENTS TO POSITIONS OF THE PERSONNEL OF SUCH OKLAHOMA HIGHWAY PATROL; SETTING THE ANNUAL SALARIES, AND PROVIDING FOR LONGEVITY ALLOWANCES AND GRADUATED PAY SCALE BASED ON THE LENGTH OF SERVICE OF THE MEMBERS OF THE OKLAHOMA HIGHWAY PATROL; PROVIDING AN EFFECTIVE DATE; MAKING THE APPROPRIATIONS FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

SECTION 1. The 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 any monies in the General Revenue Fund of the State, not otherwise appropriated for the fiscal years indicated as follows:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
DEPARTMENT OF PUBLIC SAFETY		
Administration -----	\$ 128,000.00	\$ 128,000.00
Highway Patrol -----	1,780,000.00	1,780,000.00
Traffic Control -----	33,300.00	33,300.00
Safety Responsibility -----	44,800.00	44,800.00

Licensing Division -----	329,400.00	329,400.00
General Service -----	234,500.00	234,500.00
<hr/>		
Total -----	\$2,550,000.00	\$2,550,000.00

The amounts appropriated are to be expended by the Department of Public Safety for the payments of personal services, operating expenses, and for the purchase of equipment in such amounts as are necessary to carry out the duties imposed upon the Department of Public Safety by law.

SECTION 2. The State Commissioner of Public Safety shall create positions and fix the salaries of such personnel, other than the Division of Highway Patrol and members of the Examiners Division, as are necessary to perform the duties imposed upon the State Department of Public Safety by law.

SECTION 3. The Department of Public Safety is hereby authorized to purchase Workmen's Compensation Insurance from the State Insurance Fund for the uniformed employees of the Oklahoma Highway Patrol and the members of the Size and Weights Division of the Department of Public Safety and to purchase from an authorized domestic insurer for all personnel of the Department of Public Safety contracts for group insurance, including life, health, hospitalization, surgical and accident benefits in any of the forms customarily issued by any company or companies authorized to do business in the State of Oklahoma. There is hereby appropriated Forty-five Thousand Dollars (\$45,000.00) from any moneys in the General Revenue Fund for the fiscal year ending June 30, 1960, and Forty-five Thousand Dollars (\$45,000.00) from any moneys in the General Revenue Fund for the fiscal year ending June 30, 1961, for the purpose of paying premiums on Workmen's Compensation Insurance and contracts for group insurance, including life, health, hospitalization, surgical, and accident benefits.

SECTION 4. Title 47, Section 22.2, O. S. 1951, is hereby amended by adding a new section (g) to read as follows:

§ 22.2 (g) *Notwithstanding the provisions of any other Acts or parts of Acts herewith or hereafter enacted, the first One Hundred Twelve Thousand Five Hundred Dollars (\$112,500.00) of all sums of money collected under the provisions of Title 47, O. S. 1951, Section 22.5 (8), in each fiscal year shall be allocated and credited to the Department of Public Safety to carry out the provisions of this Act.*

Title 47, Section 116.5. O. S. 1951, is hereby amended to read as follows:

§ 116.5. The Commissioner of Public Safety shall charge a minimum permit fee of Five Dollars (\$5.00) for any permit issued pursuant to the provisions of this Act, and in addition thereto, shall charge a fee of Five Dollars (\$5.00), for each thousand pounds in excess of the legal load limit. The Commissioner of Public Safety shall establish necessary regulations for collecting said fees. Application for such permits shall be made a reasonable time in advance of the expected time of movement of such vehicles. However, in emergencies affecting the health or safety of persons or a community, permits may be issued for immediate movement. No overweight permit shall be issued until all license taxes due the State of Oklahoma have been paid. The proceeds from oversize permit fees shall be deposited in the General Revenue Fund in the State Treasury, and the proceeds from the overweight permit fees shall be deposited in the State Highway Construction and Maintenance Fund.

Notwithstanding the provisions of any other Acts or parts of Acts heretofore or hereafter enacted, the first One Hun-

dred Twelve Thousand Five Hundred Dollars (\$112,500.00) collected for the Overweight Permit Fees as levied by Section 116.5, Title 47, O. S. 1951, in each fiscal year shall be allocated and placed to the credit of the Department of Public Safety for the purpose of carrying out the provisions of this Act.

SECTION 5. Title 47, Chapter 10, Section 2, Page 212, Oklahoma Session Laws 1953, (47 O. S. Supp. 1957, § 382.2) is hereby amended to read as follows:

Section 2. The Commissioner of Public Safety shall appoint to the various positions created herein personnel qualified under other provisions of the law. The following positions are hereby created in the Uniform Division of the Oklahoma Highway Patrol, and the personnel of the aforesaid Oklahoma Highway Patrol shall be divided into the following classifications and assignments, with the annual salaries of such officers as set forth in designation of positions:

- 1 Chief of Patrol, annual salary of \$6,900.00
- 1 Assistant * * * Chief of Patrol—Captain—annual salary of \$5,700.00
- 2 District Patrol Captains, annual salary each of \$5,700.00
- 1 Patrol Inspector—Captain—annual salary of \$5,700.00
- 13 Highway Patrol Lieutenants, annual salary each of \$5,100.00
- 26 Highway Patrol Supervisors, annual salary each of \$4,800.00
- 93 Patrolman-in-charge, annual salary each of \$4,620.00
- 163 Highway Patrolmen, annual salary each of \$3,900.00 for their first year in service, \$4,200.00 for their second year of service and \$4,500.00 for their third and succeeding years of service.

SECTION 6. Title 47, Chapter 10, Section 4, Page 213, Oklahoma Session

Laws 1953, (47 O. S. Supp. 1957, § 382.4) is hereby amended to read as follows:

Section 4. There is hereby established for members of the Oklahoma Highway Patrol longevity allowances and graduated pay scale based on their length of service. The increase in pay shall be three percent (3%) of their base pay every three (3) years. After two (2) years service the base pay of all members of the Oklahoma Highway Patrol shall be *Three Hundred Seventy-five Dollars (\$375.00)* per month. The Commissioner of Public Safety is hereby authorized to pay each member of the Oklahoma Highway Patrol for the completion of each three (3) years service such three percent (3%) increase over the present salary.

Any service in the Oklahoma Highway Patrol before or after the effective date of this Act shall be considered in calculating the pay increase above provided for. The military service of any member of the Oklahoma Highway Patrol who left said Patrol for the purpose of serving in any branch of the armed services of the United States between September 16, 1940, and April 30, 1953, and who returned between said dates to the Patrol within sixty (60) days after his release therefrom, shall be considered as service with the Oklahoma Highway Patrol for the purpose of calculating the pay increase above provided for.

SECTION 7. This Act shall be effective from and after June 30, 1959.

SECTION 8. Section 4 of Senate Bill No. 146, Twenty-sixth Session of the Oklahoma Legislature, is hereby specifically repealed.

SECTION 9. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the

General Revenue Fund of the then current fiscal year.

SECTION 10. The provisions of this Act are severable, and if any part or provisions hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 11. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 12. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Arrington
Chairman	Bullard
Bailey	Fuller
Boecher	Garrison
Breeden	Larason
Dacus	Levergood
Grantham	Poynor
King	Reneau
Hamilton	Roberts
Pazoureck	Sparger
Shoemake	Williams
Tipps	(Murray)
Trent	

SB 44, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).

--40.

Excused: Baldwin, Miskovsky, Trent.
—3.

Not Voting: Herndon.—1.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).

—40.

Excused: Baldwin, Miskovsky, Trent.
—3.

Not Voting: Herndon.—1.

The emergency was declared passed.

SB 44, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 164** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE
HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 164 and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO THE OKLAHOMA ADJUTANT GENERAL, STATING THE PURPOSE; PROVIDING FOR THE QUALIFICATIONS AND APPOINTMENT OF THE ADJUTANT GENERAL; FIXING THE SALARY OF THE ADJUTANT GENERAL; AUTHORITY FOR THE APPOINTMENT AND COMPENSATION OF PERSON-

NEL; MAKING THE APPROPRIATION FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY, beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 164, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 164—By General Conference Committee on Appropriations.

AN ACT RELATING TO THE OKLAHOMA ADJUTANT GENERAL; MAKING APPROPRIATIONS TO THE OKLAHOMA ADJUTANT GENERAL; STATING THE PURPOSE; AUTHORITY FOR APPOINTMENT AND COM-

PENSATION OF PERSONNEL; PROHIBITING THE SOLICITATION OF FUNDS, DONATIONS OR DUES, UNDER CERTAIN CONDITIONS; MAKING THE APPROPRIATION 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. The several amounts named in this section, or so much thereof as shall be sufficient to accomplish the purpose designated, 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, 1960	Fiscal Year Ending June 30, 1961
--	--	--

MILITARY DEPARTMENT OF OKLAHOMA

(Oklahoma National Guard—Adjutant General)

For personal services to include the salary of the Adjutant General; Administrative Personnel; Armory Maintenance Personnel; and all other personnel authorized by law -----

\$ 143,000.00 \$ 143,000.00

Maintenance and operation of the department and all buildings and facilities used by the department to include: Expense of Property Development; Enlistment Recruiting Expense; Capital Expenditures; Expense of Hospitalization of Members of the National Guard on Active Duty for Training under certain conditions; Federal Claims against the State of Oklahoma for lost or damaged Federal property loaned to the State of Oklahoma for National Guard use; and all other expenses of the department authorized by law -----

115,000.00 115,000.00

Expenses incident to placing on Active Duty of National Guard Officers, Warrant Officers, and Enlisted Men -----

10,000.00 10,000.00

Equipment (Replacement and New) -----

17,000.00 17,000.00

Total ----- \$ 285,000.00 \$ 285,000.00

SECTION 2. There is hereby appropriated from the General Revenue Fund in the State Treasury the following amounts, for the fiscal years designated, for

use at the Air National Guard installations at Oklahoma City, Oklahoma, and at Tulsa, Oklahoma.

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Personal Services (Including O.A.S.I.) -----	\$ 15,129.00	\$ 15,437.00
Operating Expense -----	28,871.00	28,563.00
Total -----	\$ 44,000.00	\$ 44,000.00

SECTION 3. The State Adjutant General shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the State Adjutant General by law, and shall incur other necessary expenses payable from the appropriations made by this Act.

SECTION 4. No member of any National Guard organization of this State which occupies any armory within this State which shall or may receive any financial aid, funds, or benefits of any nature under this Act, and no member of any military organization which receives and benefits from this Act or which bestows any benefit of any nature upon such member shall, directly or indirectly, personally or through another, solicit funds, donations, dues or any other thing of value from any member of such organization, except for charitable and benevolent purposes. Any violation of this section shall constitute a misdemeanor and automatic forfeiture of the office, commission, appointment, warrant and/or position of such offending member of the National Guard of this State.

SECTION 5. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

SECTION 6. The provisions of this

Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Green
Chairman	Arrington
Bailey	Bullard
Boecher	Fuller
Breeden	Garrison
Dacus	Hurst
Grantham	Larason
King	Levergood
Hamilton	Nance
Pazoureck	Poynor
Shoemaker	Reneau
Tipps	Roberts
	Sparger
	Williams
	(Murray)

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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon,

McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).

—40.

Excused: Baldwin, Miskovsky, Trent.

—3.

Not Voting: Herndon.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).

—40.

Excused: Baldwin, Miskovsky, Trent.

—3.

Not Voting: Herndon.—1.

The emergency was declared passed.

SB 164, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 10** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 10 and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO SOIL AND WATER CONSERVATION; MAKING

APPROPRIATIONS TO THE STATE SOIL CONSERVATION BOARD FOR WATERSHED PLANNING PURPOSES IN COOPERATION AND AGREEMENT WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE; MAKING THE APPROPRIATIONS NON-FISCAL; AND DECLARING AN EMERGENCY, beg leave to report that we had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 10, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 10 —By General Conference Committee on Appropriations:

AN ACT MAKING APPROPRIATIONS TO THE STATE SOIL CONSERVATION BOARD; PROVIDING FOR THE PAYMENT OF OPERATION EXPENSES BY THE STATE SOIL CONSERVATION BOARD; SHOWING INTENT OF LEGISLATURE; PROVIDING FOR THE APPOINTMENT AND COMPENSATION OF EMPLOYEES; PROVIDING FOR THE PAYMENT OF DISTRICT SUPERVISORS; MAKING THE APPROPRIATIONS 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 General Revenue Fund in the State Treasury, not otherwise appropriated, to the State Soil Conservation Board for the purpose of paying the operational expenses for the various activities listed below, in the following amounts and for the fiscal years so designated:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Administration -----	\$ 46,329.00	\$ 46,329.00
Watershed Planning -----	252,980.00	252,980.00
Field Service -----	337,328.00	337,328.00
 Total -----	 \$ 636,637.00	 \$ 636,637.00

SECTION 2: There is hereby appropriated from any monies in the Emergency Appropriation Fund for the fiscal year ending June 30, 1959, not otherwise appropriated, the sum of One Hundred Thousand Dollars (\$100,000.00), to the revolving fund known as the "Small Watersheds Flood Control Fund," created by Section 1, Chapter 20c, Title 2, O.S.L. 1957, to be expended as other moneys in said Revolving Fund.

SECTION 3. It is the intent of the Legislature that none of the funds appropriated by Section 2 of this Act shall be expended from this fund until ninety percent (90%) of easements are obtained by the Watershed District that proposes to use money from this fund for the purpose of obtaining easements.

SECTION 4. The State Soil Conservation Board shall appoint and fix the duties and compensation of employees necessary to perform the duties imposed upon the State Soil Conservation Board by law.

SECTION 5. District Supervisors shall be paid the sum of Five Dollars (\$5.00) per meeting for attending monthly Board meetings. The matter of pay for Supervisors shall be optional with the Supervisors. If they do not care to accept pay for Board meetings, said fund shall be apportioned to the Districts' credit for Engineering Aids.

SECTION 6. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such

balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

SECTION 7. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

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.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pazoureck	Levergood
Shoemake	Nance
Tipps	Poynor
	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

SB 10, 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:

Aye: Allen, Bailey, Berrong, Boecher,

Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Walker, Wilson, (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Miskovsky, Trent.—3.

Not Voting: Sandlin, Stipe.—2.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Tipps, Walker, Wilson, (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Miskovsky, Trent.—3.

Not Voting: Sandlin, Stipe.—2.

The emergency was declared passed.

SB 10, together with Conference Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on SB 51 was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 51

and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO VARIOUS STATE AGENCIES; STATING THE PURPOSE; DESIGNATING STATE BOARD OF PUBLIC AFFAIRS AS CONTRACTING AUTHORITY; AUTHORIZING ACCEPTANCE AND EXPENDITURE OF FEDERAL FUNDS; MAKING AN APPROPRIATION TO THE STATE REGENTS FOR HIGHER EDUCATION; SHOWING LEGISLATIVE INTENT; MAKING THE APPROPRIATIONS NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 51, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 51—By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO VARIOUS STATE AGENCIES; STATING THE PURPOSE; DESIGNATING STATE BOARD OF PUBLIC AFFAIRS AS CONTRACTING AUTHORITY; AUTHORIZING ACCEPTANCE AND EXPENDITURE OF FEDERAL FUNDS; MAKING AN APPROPRIATION TO THE STATE REGENTS FOR HIGHER EDUCATION; SHOWING LEGISLATIVE INTENT; MAKING THE APPROPRIATIONS NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL ACTS IN CONFLICT HEREWITH; 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 Public Building Fund for the fiscal year ending June 30, 1959, to the following State agencies and for the purposes designated:

SCHOOL FOR THE BLIND

Remodeling of bath and toilet rooms in personnel quarters and pupils dormitories, including installation and purchase of new equipment ----- \$ 10,000.00
Renovation of Pipe Organ 4,000.00

GRIFFIN MEMORIAL HOSPITAL

Water well and flow lines... 27,000.00

SCHOOL FOR THE DEAF

Purchase and installation of new steam boiler to replace old boiler ----- 38,500.00

EASTERN STATE HOSPITAL

Purchase and installation of boiler including all necessary accessories such as piping, valves, controls, burners, stack, fans and pumps, to increase steam generating facilities ----- 59,000.00

PAULS VALLEY STATE SCHOOL

Completion of Typical Cottage No. 2 such as heating system, plumbing fixtures, electrical fixtures, cabinet works, all interior doors and hardware, and all other necessary expenses to complete this cottage for occupancy ----- 75,000.00

WHITAKER STATE ORPHANS HOME

Rebuild and repair steam tunnel lines ----- 15,000.00
Completion of Dairy Farm... 9,000.00

OKLAHOMA HISTORICAL SOCIETY

Air Conditioning ----- 29,760.00
Total ----- \$267,260.00

SECTION 2. There is hereby appropriated from any monies in the Public Building Fund for the fiscal year ending June 30, 1960, to the following State agency for the purpose designated:

OKLAHOMA STATE LIBRARY

Construct and equip a fire-proof, insulated metal building to be used as an annex to the State Library... \$ 90,000.00

SECTION 3. The State Board of Public Affairs shall be the contracting authority for the appropriations made by Sections 1 and 2 of this Act, and may accept and expend any Federal Funds made available on a matching basis consistent with State law.

SECTION 4. There is hereby appropriated to the Regents for Higher Education from any monies in the Public Building Fund for the fiscal year ending June 30, 1960, the sum of Fifty-one Thousand Six Hundred and Eighty-two Dollars (\$51,682.00).

SECTION 5. It is the intent of the legislature that the appropriation made by Section 4 of this Act shall be used at the University of Oklahoma Biological Station at Lake Texoma, for the replacement of housing units and repair and wiring of main building.

SECTION 6. There is hereby appropriated to the State Training School for White Boys at Helena, Oklahoma, the sum of Forty Thousand Dollars (\$40,000.00) from any monies in the Public Building Fund for the Fiscal year ending June 30, 1961, not otherwise appropriated, for the purpose of constructing a Chapel.

SECTION 7. There is hereby appropriated to the Taft State Hospital the sum of Twenty Thousand Dollars (\$20,000.00) from the Public Building Fund in the State Treasury for the fiscal year

ending June 30, 1960, not otherwise appropriated, for the purpose of making repairs and improvements to the water storage and distribution systems, including repair of spillway, survey of existing water lines, repair and extension of existing water lines, and any other expenditures necessary to insure effective and economical operation of the water system.

SECTION 8. There is hereby appropriated to the State Board of Public Affairs from the Public Building Fund for the fiscal year ending June 30, 1960, not otherwise appropriated, the sum of Ninety Thousand Dollars (\$90,000.00) to be expended at the institutions listed below for the purpose designated, and in the amount so specified:

**OKLAHOMA STATE
PENITENTIARY**

Repair and Renovation of
Boiler and Steam Lines...\$ 15,000.00

**DEAF, BLIND AND
ORPHANS INSTITUTE**

Purchase and Installation
of Boiler ----- 75,000.00

Total ----- \$ 90,000.00

SECTION 9. There is hereby appropriated to the State Board of Public Affairs from any funds accruing to the Public Building Fund for the fiscal year ending June 30, 1961, not otherwise appropriated, the sum of Thirty-eight Thousand Dollars (\$38,000.00) for the purpose of the removal of hot water tanks and boilers at the State Training School for Negro Boys at Boley, Oklahoma, and the purchase, conversion and installation of two functioning boilers and auxiliary equipment at the above institution.

SECTION 10. There is hereby appropriated to the State Board of Public Affairs from any funds accruing to the Public Building Fund for the fiscal year ending June 30, 1961, not otherwise appropriated, the sum of Twenty-five

Thousand Dollars (\$25,000.00) for the purpose of construction of employee housing at the Oklahoma State Reformatory at Granite, Oklahoma.

SECTION 11. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 12. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 13. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 14. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Breedon	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pazoureck	Levergood
Shoemake	Nance
Tipps	Poynor
	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

SB 51, 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:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herdon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Baldwin, Miskovsky, Trent.—3.

Not Voting: Allen, Hall, Stipe.—3.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herdon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Baldwin, Miskovsky, Trent.—3.

Not Voting: Allen, Hall, Stipe.—3.

The emergency was declared passed.

SB 51, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

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

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 33** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE
HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 33 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATION TO THE CORPORATION COMMISSION; PROVIDING THAT THE COMMISSIONERS SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 33, attached hereto, DO PASS.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 33—By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE CORPORATION COMMISSION; PROVIDING THAT THE COMMISSIONERS SHALL FIX THE DUTIES AND COMPENSATION OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; RELATING TO OIL CONSERVATION; MAKING APPROPRIATIONS TO THE PETROLEUM EXPERIMENT STATION; MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the Corporation Commission from the funds indicated in the State Treasury for the fiscal years indicated,

not otherwise appropriated, the following amounts or so much thereof as may be necessary to perform the duties of the Corporation Commission, as prescribed by law:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
GENERAL REVENUE FUND		
Personal Services other than Fuel Inspection Division (Including O.A.S.I.) -----	\$ 224,080.00	\$ 224,080.00
Operating Expense other than Fuel Inspection Division -----	45,920.00	45,920.00
Personal Services, Fuel Inspection Division (Including O.A.S.I.) -----	152,980.00	152,980.00
Operating Expenses, Fuel Inspection Division -----	42,020.00	42,020.00
	<hr/>	<hr/>
Total General Revenue Fund -----	\$ 465,000.00	\$ 465,000.00
OIL AND GAS CONSERVATION DIVISION		
(To be paid from Conservation Fund, Section 81, Title 52, O.S. 1951)		
Personal Services (Including O.A.S.I.) -----	\$ 376,790.00	\$ 376,790.00
Operating Expense -----	159,500.00	159,500.00
	<hr/>	<hr/>
Total Conservation Fund -----	\$ 536,290.00	\$ 536,290.00
Grand Total -----	\$1,001,290.00	\$1,001,290.00

SECTION 2. The Commissioners shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Corporation Commission by law, payable from the appropriations made by Section 1 of this Act for expenses of personal services, in accordance with the following schedule:

TITLE	NUMBER		
	AUTHORIZED	MINIMUM	MAXIMUM
Commissioners	3	\$12,000	\$12,000

The salaries of the Commissioners shall be paid fifty percent (50%) from the Conservation Fund and fifty percent (50%) from the General Revenue Fund. Whenever any employee whose salary is herein made payable from the General Revenue Fund also performs services for the Oil and Gas Conservation Department, his salary may be apportioned between the General Revenue Fund and the Oil and Gas Conservation Fund so that each shall bear its proportionate part thereof.

Executive Secretary	1	4,800	5,400
Assistant Secretary and Marshal	1	2,820	3,900
Secretary to Commissioners	3	3,600	4,500
Financial Secretary	1	4,200	5,100
Record Clerk	1	3,000	3,720
Information Clerk	1	3,000	3,720
Telephone Operator	1	2,520	3,420
Special Investigator	1	4,800	6,000
LEGAL DIVISION			
General Counsel	1	7,500	9,000
Interstate Rate Counsel	1	7,500	9,000

Assistant General Counsel	2	6,600	7,500
Legal Secretary	4	3,120	3,900
Court Reporter	1	6,000	6,000

PUBLIC UTILITIES DIVISION

Director (C.P.A. or Reg. Engr.)	1	7,500	9,000
Public Utility Engineer	2	4,800	6,600
Assistant Public Utility Engineer	2	4,200	5,400
Accountant (C.P.A.)	1	7,200	8,520
Junior Accountant	2	4,200	5,400
Chief Cotton Gin Inspector	1	4,200	5,400
Cotton Gin Inspector	2	3,300	3,900
Secretary to Director	1	3,120	3,720
Stenographer	2	2,820	3,420

COMMON CARRIER RATE DIVISION

Director Rate Division	1	4,800	6,000
Rate Clerk	1	3,900	4,500
Secretary	1	2,820	3,420

MOTOR CARRIER DIVISION

Director Motor Carrier Division	1	6,600	7,500
Assistant Director	1	5,400	6,900
Secretary to Director	1	2,820	3,600
Insurance Supervisor	1	4,500	5,600
Insurance Clerk	1	3,720	4,320
Stenographer	2	2,700	3,300
Enforcement Officers	7	3,600	4,500
Identification Plate Supervisor	1	3,600	4,200
Assistant Identification Plate Supervisor	1	3,000	3,600

FUEL INSPECTION DIVISION

State Fuel Inspector	1	7,200	8,520
Chief Chemist	1	6,600	7,200
Assistant Chemist	1	3,600	4,500
Secretary	2	3,120	3,720
Fuel Inspectors	37	3,420	3,900

OIL AND GAS CONSERVATION DEPARTMENT

(This Department shall be paid from the Conservation Fund)

Director of Conservation	1	7,500	9,000
Conservation Attorney	1	7,500	9,000
Trial Examiner	1	7,500	9,000
Assistant Director (Office)	1	6,600	7,500
Assistant Director (Field)	1	6,600	7,500
Assistant Conservation Attorney	1	6,600	7,500
Assistant Conservation Attorney & Trial Examiner	1	6,600	7,500
Senior Engineer	1	7,200	8,520
Engineer-Geologist	4	5,400	7,200
Field Supervisor	20	4,500	5,100
Statistician	4	4,500	5,100
Senior Statistician	1	4,800	6,000
Tab Equipment Supervisor	1	4,500	5,100

Secretary	8	3,120	3,900
Steno-Clerk	4	2,520	3,420
Clerk	5	2,520	3,420
IBM Operator	1	3,600	4,800
Key Punch Opr. Machine Record	3	2,700	3,300
Mimeograph Operator	2	2,520	3,600
Court Reporters	2	6,000	6,000

ANTI-POLLUTION DIVISION

Director	1	6,600	7,500
Field Supervisor	6	4,500	5,100
Secretary	2	3,120	3,900

Total

169

SECTION 3. There is hereby appropriated to the Corporation Commission from any monies in the General Revenue Fund in the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1960, the sum of Five Thousand Dollars (\$5,000.00), and for the fiscal year ending June 30, 1961, the sum of Five Thousand Dollars (\$5,000.00) to be used by the Commission solely in the furtherance of litigation involving interstate freight rates to, from or through the State of Oklahoma, when such litigation is pending or about to be instituted before the Interstate Commerce Commission, or in courts reviewing the decisions of the Interstate Commerce Commission, with the restriction that said fund may be used for the purpose of making necessary investigation prior to the institution of complaints before the Interstate Commerce Commission; for actual and necessary traveling expenses in attending conferences, hearings, and oral arguments, before or after litigation has been commenced; for the preparation, printing and presentation of exhibits; for payment of tuition fees, enrollment fees, books and supplies, subsistence, and transportation of Commission members and their staffs attending professional schools, conventions or conferences, and in connection with interstate freight rates; for the payment of witness fees or traveling expenses of persons whose

testimony is to be presented in such litigation; for the purchase of transcripts of such testimony, and for the preparation, printing, serving, and presentation of briefs and motions in such litigation; for the preparation and presentation of oral arguments therein; each claim against such fund shall specifically name the litigation and whether pending or filed and shall enumerate the services, as above authorized, which said claim covers. Each claim shall be verified and shall state that the expenses therein covered were necessarily incurred in connection with the specific proceedings designated thereon.

SECTION 4. There is hereby appropriated to the Corporation Commission from any monies in the General Revenue Fund in the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1960, the sum of Five Thousand Dollars (\$5,000.00), and for the fiscal year ending June 30, 1961, the sum of Five Thousand Dollars (\$5,000.00) to be used by the Corporation Commission solely in the furtherance of public utility rate litigation when such litigation is pending or about to be instituted. With the above restrictions said fund may be used for actual and necessary traveling expenses, attending conferences, hearings and oral arguments; for the preparation, printing and presentation of exhibits; for payment of tuition fees, enrollment fees, books and

supplies, subsistence, and transportation of Commission members and their staffs attending professional schools, conventions or conferences, and in connection with intrastate utility rates.

SECTION 5. There is hereby appropriated to the Petroleum Experiment Station, Bartlesville, Oklahoma, the sum of Twelve Thousand Five Hundred Dollars (\$12,500.00) out of the Conservation Fund in the State Treasury for the fiscal year ending June 30, 1960, and the sum of Twelve Thousand Five Hundred Dollars (\$12,500.00) out of the Conservation Fund in the State Treasury for the fiscal year ending June 30, 1961, for the purpose of developing methods and procedures to promote the conservation of the natural resources of oil and gas minerals in the State of Oklahoma.

SECTION 6. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the proper fund of the then current fiscal year.

SECTION 7. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 8. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 9. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pazoureck	Levergood
Shoemake	Poynor
Tipps	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

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:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herdon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Miskovsky.—2.

Not Voting: Allen, Hall, Stipe.—3.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herdon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Mor-

ford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Miskovsky.—2.

Not Voting: Allen, Hall, Stipe.—3.

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 313** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 313 and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO STATE INSTITUTIONS; MAKING APPROPRIATIONS TO STATE BOARD OF AFFAIRS FOR ENLARGEMENT AND REPAIR OF VOCATIONAL EDUCATION FACILITIES. AND PROGRAM, AND ACQUISITION OF LAND AT STATE HONOR FARM; SPECIFYING PURPOSES BY ITEM; PROVIDING FOR APPRAISAL OF PURCHASED LAND AND DESIGNATING BOARD OF AFFAIRS AS PURCHASING AGENCY; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY,

beg leave to report that we have had

same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 313, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 313 —By General Conference Committee on Appropriations.

AN ACT RELATING TO STATE INSTITUTIONS; MAKING APPROPRIATIONS TO STATE BOARD OF PUBLIC AFFAIRS FOR ENLARGEMENT AND REPAIR OF VOCATIONAL EDUCATION FACILITIES AND PROGRAM, AND ACQUISITION OF LAND AT STATE HONOR FARM; SPECIFYING PURPOSES BY ITEM; PROVIDING FOR APPRAISAL OF PURCHASED LAND AND DESIGNATING BOARD OF AFFAIRS AS PURCHASING AGENCY; PROVIDING FOR SEVERABILITY; AND DECLARING EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the State Board of Public Affairs from any monies accruing to the credit of the General Revenue Fund in the State Treasury, not otherwise appropriated, for the fiscal years ending June 30, 1960, and June 30, 1961, as indicated below, the following sums, for the construction, repair, and installation of vocational training facilities at the State Honor Farm at Stringtown, Oklahoma, and the payment of vocational training instructors, as specifically indicated below:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Salaries, six Vocational Instructors -----	\$ 30,000.00	\$ 30,000.00
Installation of six vocational training shops and instructional equipment, material, supplies, tools, and similar facilities (first fiscal year), and maintenance thereof (second fiscal year). Repair of present vocational training shops, and farm machinery and equipment -----	26,000.00	6,000.00
Total -----	\$ 56,000.00	\$ 36,000.00

SECTION 2. There is hereby appropriated to the State Board of Public Affairs from any monies accruing to the credit of the Emergency Appropriation Fund in the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1959, the sum of Fifty Thousand Dollars (\$50,000.00), or so much thereof as may be necessary, for the purchase of land for the State Honor Farm at Stringtown, Oklahoma.

SECTION 3. The Vocational Training Instructors for whom salary funds are appropriated in Section 1 of this Act shall be approved by the State Board of Vocational Education. The State Board of Public Affairs is designated as the contracting and purchasing agency for all purchases for which funds are appropriated in Sections 1 and 2 of this Act, but the land purchased under the authority of Section 2 hereof shall be appraised by personnel of the State School Land Commission, and purchased at a sum not in excess of such appraisal.

SECTION 4. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions 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.

Respectfully submitted,

Senate Conferees:	House Conferees:
Bailey	Ruby,
Boecher	Chairman
Breeden	Green
Dacus	Arrington
Grantham	Bullard
King	Fuller
Hamilton	Garrison
Pazoureck	Hurst
Shoemake	Larason
Tipps	Levergood
Trent	Nance
	Poynor
	Reneau
	Roberts
	Williams
	(Murray)

SB 313, 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:

Aye: Allen, Bailev, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgen, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).

—39.

Excused: Baldwin, Miskovsky.—2.

Not Voting: Grantham, Hall, Stipe.—3.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—39.

Excused: Baldwin, Miskovsky.—2.

Not Voting: Grantham, Hall, Stipe.—3.

The emergency was declared passed.

SB 313, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senators Miskovsky and Baldwin asked to be recorded present, which was the order.

PENDING CONSIDERATION OF HAS

Senator Hope moved that the Senate concur in **HAs** to **SB 211**.

Senator Collins, as a substitute, moved that the Senate refuse to concur in **HAs** to **SB 211** and request a Conference.

Senator Miskovsky, in lieu of all pending motions, moved that the Senate refuse to concur in **HAs** to **SB 211**, which motion was tabled upon motion of Senator Hope.

Senator Hope moved to table the Collins motion, which motion failed of adoption upon a roll call as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Cowden, Dacus, Garvin, Hope, King, Land, Morford, Payne, Pazoureck, Shoemake, Trent, Walker, Wilson (Beckham).—17.

Nay: Allen, Berrong, Cartwright (Bryan), Cartwright (Seminole) Cobb,

Collins, Easterly, Field, Fine, Grantham, Hall, Hamilton, Harris, Herndon, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Wilson (Greer).—25.

Not Voting: Carrier, Kerr.—2.

The vote occurring on the Collins motion, it was declared adopted.

President Pro Tempore Garvin presiding.

Senator Ritzhaupt moved that in the event **SB 211** is referred to a Conference Committee, that the bill, following its report from the Conference, be printed, which motion prevailed.

MOTIONS TO RECONSIDER VOTES

Senator Hope moved to reconsider the vote by which the Collins motion to refuse to concur in **HAs** to **SB 211** and request a Conference was adopted.

Senator Fine raised a point of order against the Hope motion citing Rule 12a, and stating that a motion to reconsider would have to be made by a Senator who voted in the majority, which was sustained by the President Pro Tempore.

As provided under Rule 12-a, Senator Miskovsky moved to reconsider the vote by which **HB 859** was passed.

RESOLUTION

By unanimous consent, **SR 61** was introduced by Senator Harris, following which Senators Fine, Hamilton, Sandlin, Collins, Mahan, McClendon, Breeden, Baldwin, Carrier, Berrong, Walker, Dacus, Cobb and Wilson (Greer) asked to be made co-authors, which was the order.

Senator Baldwin moved to amend **SR 61**, line 30, page 1, by striking the present Section 2 and substituting therefor the following: "Section 2. Be it further resolved that on any contracts where the contractor requests to be released therefrom, he be requested to arrange, if possible, for a qualified contractor to accept said contract as a sub-contract-

tor," which amendment was declared adopted.

SR 61, as co-authored, and as amended, was read at length as follows, adopted upon motion of Senator Harris and referred for enrollment:

SENATE RESOLUTION NO. 61—By Cartwright (Bryan), Harris, Herndon, Tipps, Fine, Hamilton, Sandlin, Collins, Mahan, McClendon, Breeden, Baldwin, Carrier, Berrong, Walker, Dacus, Cobb and Wilson (Greer).

A RESOLUTION URGING THE STATE HIGHWAY COMMISSION TO ACT IN THE PUBLIC INTEREST AND IMMEDIATELY ISSUE WORK ORDERS ON HIGHWAY CONSTRUCTION CONTRACTS WHICH WERE LET DECEMBER 23rd, 1958, and JANUARY 6, 1959.

WHEREAS, The former State Highway Commission on December 23, 1958, and on January 6, 1959, let to contract certain highway construction projects scattered throughout the entire state of Oklahoma and which if built would benefit nearly every county in the State; and

WHEREAS, When each of the members of the new State Highway Commission, appointed by Governor Edmondson, appeared before the Roads and Highway Committee of the Oklahoma State Senate, prior to their confirmation, they agreed generally that the state and federal government had considerable investment in such projects and that they should be completed; and

WHEREAS, The Bureau of Public Roads before the December and January lettings approved each of said contracts as being necessary and proper projects in which both state and federal funds had been expended for right of ways and engineering, and the failure to issue work orders on said contracts would jeopardize Oklahoma's position with the Bureau of Public Roads, would

waste funds already invested in said projects, would deprive affected communities of the much needed improvements, and would result in a higher cost on said projects when the same were again let to contract; and

WHEREAS, Funds are available for the issuance of all work orders on all outstanding contracts in addition to the normal and regular highway construction program.

NOW, THEREFORE, BE IT RESOLVED BY THE OKLAHOMA STATE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF OKLAHOMA:

SECTION 1. That the State Highway Commission be and the same is hereby urged and requested to act in the public interest and immediately issue all work orders on all outstanding contracts without further delay.

SECTION 2. Be it further resolved that on any contracts where the contractor requests to be released therefrom, he be requested to arrange, if possible, for a qualified contractor to accept said contract as a sub-contractor.

Senator Cartwright (Seminole) moved that the Senate authorize and direct the Chairman of the Roads and Highways Committee of the Senate to request that each and every member of the Oklahoma Highway Commission; Mr. Gomer Bittle, the Acting Highway Director, the Chief Counsel for the Oklahoma Highway Department, and the contractor, or contractors involved in the contracts now in question by the Oklahoma Highway Department, appear before the Senate Roads and Highways Committee at the State Capitol tomorrow, Tuesday, June 30, at 10:00 a. m to answer questions regarding the cancellation, or reported cancellation, of certain highway contracts, and any other questions relating to the Highway Department, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Miskovsky asked unanimous consent to withdraw his motion to reconsider the vote by which **HB 753** passed, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 753 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 753**, as amended, were properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Fine asked for the consideration of his motion to reconsider the vote by which **HB 752** was passed.

Senator Collins moved to table the Fine motion, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Baldwin, Boecher, Breen, Carrier, Cartwright (Seminole), Cobb, Collins, Cowden, Field, Grantham, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Shoemake, Stipe, Trent, Walker, Wilson (Greer).—25.

Nay: Allen, Berrong, Cartwright (Bryan), Dacus, Easterly, Fine, Garvin, Hall, Hamilton, Herndon, McClendon, Mahan, Morford, Pazoureck, Pitcher, Ritzhaupt, Tipps, Wilson (Beckham).—18.

Not Voting: Sandlin.—1.

HB 752 having previously been signed, it was ordered returned to the Honorable House.

RESOLUTION

By unanimous consent, **SR 62** was introduced, read at length as follows, adopted upon motion of Senator Baldwin and referred for enrollment:

SENATE RESOLUTION NO. 62—By Baldwin, Fine, Harris, Cartwright (Bryan), Cartwright (Seminole), Breen, Collins, Wilson (Greer), Cobb, McClendon, Mahan, Morford, Allen, Shoe-

make, Wilson (Beckham), Garvin, Hamilton, Field, Trent, Pitcher, King, Sandlin, McColgin, Hall, Kerr, Easterly, McSpadden, Payne, Pazoureck, Miskovsky, Walker, Ritzhaupt, Hope, Dacus, Bailey, Tipps, Herndon, Land, Grantham, Berrong, Cowden, Boecher and Stipe.

A RESOLUTION EXPRESSING THE APPRECIATION OF MEMBERS OF THE STATE SENATE FOR THE LONG AND OUTSTANDING SERVICE RENDERED BY SENATOR FLOYD E. CARRIER; AND DIRECTING DISTRIBUTION OF COPIES HEREOF.

WHEREAS, Floyd E. Carrier, merchant, farmer and statesman is now serving in his twelfth continuous legislative session, having begun a long and illustrious legislative career in the House of Representatives in 1935 and having served in the Oklahoma State Senate continuously since 1941 when he was a member of this Body in the Nineteenth Oklahoma Legislature; and

WHEREAS, Senator Carrier's service for his fellow citizens has always been characterized by the highest degree of selfless and nonpartisan consideration for the benefit of all the people of this State, and has never reflected one iota of consideration of personal gain, concern with political affiliation or partiality to any said class or group; and

WHEREAS, Senator Carrier's distinguished tenure in this legislative Body has also invariably involved a high degree of work and responsibility, Senator Carrier having served as Chairman of the Banks and Banking Committee, the Aviation Committee, the Public Lands Committee, the Public Buildings Committee, and Vice-Chairman of the Agriculture and Vocational Education Committee, and member of such committees as Appropriations, Public Safety, Revenue and Taxation, Public Health, Social Welfare, Education, Roads and Highways, Hospitals, Charities, Public Health, Pure Foods and Drugs, Municipi-

pal and Private Corporations, Retrenchment, Reform, Consolidation, Elimination and State Economy, Agriculture, Insurance, Fees and Salaries, Oil and Gas, School Lands, Veterans Affairs, Constitution and Constitutional Amendments, and Soldiers Relief; and

WHEREAS, Senator Carrier has never abandoned his legislative responsibilities at the close of a session, but has, on the contrary, been extremely active on interim legislative programs, being the only Senator who has been a member of the Executive Committee of the Legislative Council continuously since the formation of that organization, and having served during legislative interims on such interim committees as Agriculture, Constitutional Revision, Education, Revenue and Taxation, Roads and Highways, Public Health and Welfare, and State and Federal Governments; and

WHEREAS, Senator Carrier has apart from his legislative duties and offices, lead a busy and fruitful life of community service and civic leadership, having been honored by his political party by selection as State Chairman in which capacity he served from 1950 to 1953; having been active in the Congregational Church, the Masonic Order, the Road Committee of the Chamber of Commerce in Enid, Oklahoma, and the Board of Trustees of Memorial Hospital in Enid, Oklahoma; and

WHEREAS, Senator Carrier is a family man, and in spite of the time required for his governmental, civic and business responsibilities, has raised two fine children, Gene Carrier, of Carrier, Oklahoma, and Mrs. Betty Criswell, of St. Louis, Missouri; and

WHEREAS, A life of such benefit and contribution to his community, State and the Oklahoma Legislature should not go unrecognized.

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE

OF THE STATE OF OKLAHOMA:

That Senator Floyd E. Carrier is by his colleagues, now duly assembled, hereby acclaimed and commended for his long and distinguished career of legislative and civic service, and is hereby congratulated on his service in his twelfth continuous session of the Oklahoma Legislature; and

BE IT FURTHER RESOLVED That this Resolution be spread at large upon the journals of the State Senate, and that a copy hereof be presented to Senator Carrier by the President Pro Tempore of the State Senate.

Senator Mahan asked unanimous consent, which was granted, that sufficient copies of the Resolution be provided for the members of Senator Carrier's family and the newspapers of Garfield County.

Senator Fine moved that for the remainder of the legislative session, the Senate dispense with the introduction of guests unless the Senate is on that original order of business, which motion prevailed.

RESOLUTION

By unanimous consent, **SR 63** was introduced by Senator Herndon, following which Senators Harris, Fine, Cartwright (Bryan), McSpadden and McClendon asked to be made co-authors, which was the order.

SR 63, as co-authored, was read at length as follows, adopted upon motion of Senator Herndon and referred for enrollment:

SENATE RESOLUTION NO. 63—By Herndon, Tipps, Cartwright (Bryan), Fine, Harris, McClendon and McSpadden.

A RESOLUTION TAKING COGNIZANCE OF THE IMPORTANCE OF COMPLETING CERTAIN ROAD CONSTRUCTION CONTRACTS INVOLVING STATE HIGHWAY NUMBER 199; ADVISING THE BUREAU OF PUBLIC ROADS AND THE OKLAHO-

MA CONGRESSIONAL DELEGATION OF THE SENSE OF THE STATE LEGISLATURE WITH RESPECT TO THIS MATTER; AND DIRECTING DISPOSITION OF COPIES.

WHEREAS, Two construction contracts have been let by the Bureau of Public Roads for grading, drainage and surfacing of approximately twelve (12) miles of State Highway Number 199 in south central Oklahoma; and

WHEREAS, One of the two contractors engaged for this project has requested cancellation of the contract for surfacing a portion of the said highway and such cancellation would necessitate cancellation of the other contract involved; and

WHEREAS, Approximately Eight Hundred Thousand Dollars (\$800,000.00) has already been expended for the grading and drainage of the approximately twelve (12) miles of road involved, a considerable amount of right-of-way has been acquired and cleared, and these two contracts are approximately sixty percent (60%) completed; and

WHEREAS, The project involved contemplates the completion of a vital arterial traffic link involving U. S. Highways 70 and 77, and the Bureau of Public Roads has therefore seen fit to require a two hundred (200) foot right-of-way, and to require this road to be fenced as a limited access road; and

WHEREAS, This traffic artery is obviously of great potential importance to the interstate highway system and citizens of south central Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That it is the consensus of the Senate that the completion of the road and highway construction contracts referred to in this Resolution is vital to the welfare of the State of

Oklahoma and the interstate highway system.

SECTION 2. That the construction contracts previously referred to in this Resolution should in no event be cancelled, but completion of the construction affected thereby should be accomplished as expeditiously as possible.

SECTION 3. That properly prepared copies of this Resolution be dispatched to the Bureau of Public Roads, to each member of the Oklahoma Congressional Delegation, and to the Oklahoma State Highway Commission.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 273** was read:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred engrossed Senate Bill No. 273 and Engrossed House Amendments thereto, entitled:

AN APPROPRIATION RELATING TO A HOSPITAL FOR MENTALLY RETARDED CHILDREN, beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 273, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 273 —By General Conference Committee on Appropriations.

AN ACT RELATING TO A HOSPITAL FOR MENTALLY RETARDED CHILDREN; MAKING AN APPROPRIATION TO THE STATE BOARD OF PUBLIC AFFAIRS FOR CONSTRUCTION OF SAID HOSPITAL; DESIGNATING THE STATE BOARD

OF PUBLIC AFFAIRS AS CONTRACTING AGENCY; MAKING THE APPROPRIATION NONFISCAL; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the State Board of Public Affairs, from the Emergency Appropriation Fund of the State Treasury for the fiscal year ending June 30, 1959, the sum of One Million Dollars (\$1,000,000.00) for the construction, and maintenance during the next biennium, of a hospital for mentally retarded children at the following location and on the following described real property owned by the State:

Part of Lot 2 and of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30, Township 15 North, Range 19 East of the Indian Base and Meridian, described as follows: Beginning at a point on the North line of said Lot 2, 445.5 ft. West of the Northeast corner of said Lot 2; thence South parallel with the West line of said Section 30, to an intersection with the Creek-Cherokee Nation line; thence Southwesterly along the Creek-Cherokee Nation line to the Southeast corner of said Lot 2; thence West along the South line of said Lot 2 and of the said NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 30 to the East line of the right-of-way of the Muskogee Electric Traction Co.; thence North along the said East line of said right-of-way to the North line of said Section 30; thence East along the North line of said Section 30 to the point of beginning, containing 43 acres more or less, situated in Muskogee County, Oklahoma, and for the construction of all necessary facilities and improvements incidental thereto.

SECTION 2. The State Board of Public Affairs is hereby designated the contracting agency for the construction

authorized and appropriated in the preceding section.

SECTION 3. The appropriation made by Section 1 of this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 4. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions 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.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Dacus	Hurst
Grantham	Larason
King	Levergood
Hamilton	Nance
Pazoureck	Poynor
Shoemake	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

Senator Hope moved the adoption of the Conference Committee Report on **SB 273**.

Senator Land, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report on **SB 273** and ask the Honorable House to grant a conference, with instructions to the

Senate Conferees that the location of this hospital be left up to the State Board of Mental Health and that such location as that Board may choose be conditioned upon the community matching the appropriation dollar for dollar.

Senator Shoemake moved to table the Land motion, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, Kerr, King, McColgin, McSpadden, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker.—26.

Nay: Breeden, Carrier, Grantham, Hall, Harris, Land, Mahan, Miskovsky, Morford, Ritzhaupt, Wilson (Beckham).—11.

Not Voting: Bailey, Cartwright (Bryan), Cowden, Herndon, McClendon, Stipe, Wilson (Greer).—7.

The vote occurring on the Hope motion, it was declared adopted.

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:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—34.

Nay: Breeden, Carrier, Land, Mahan.—4.

Not Voting: Bailey, Cartwright (Bryan), Hall, Herndon, McClendon, Wilson (Greer).—6.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—34.

Nay: Breeden, Carrier, Land, Mahan.—4.

Not Voting: Bailey, Cartwright (Bryan), Hall, Herndon, McClendon, Wilson (Greer).—6.

The emergency was declared passed.

SB 273, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

GENERAL ORDER

SB 331, by Sandlin, was read and considered.

Senators Miskovsky and Cobb asked to be made co-authors of **SB 331**, which was the order.

Upon motion of Senator Sandlin, **SB 331** was advanced to engrossment.

Senator Sandlin asked unanimous consent, which was granted, that the rules of the Senate be suspended and **SB 331** be considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 331 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—32.

Nay: Breeden, Carrier, Dacus, Hamilton.—4.

Not Voting: Bailey, Baldwin, Hall, Harris, Herndon, McClendon, Morford, Wilson (Greer).—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—33.

Nay: Breeden, Carrier, Dacus, Hamilton.—4.

Not Voting: Bailey, Baldwin, Hall, Herndon, McClendon, Morford, Wilson (Greer).—7.

The emergency was declared passed.

SB 331 was referred for engrossment.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 12-a, Senator Cartwright (Bryan) moved that the vote be reconsidered by which **SB 331** was passed.

Senator Sandlin moved that the vote be reconsidered by which the Collins motion—to refuse to concur in **HAs** to **SB 211** and request a conference—was adopted.

Senator Collins moved to table the Sandlin motion.

Senator Wilson (Beckham) raised a point of order against the Collins motion, which was sustained, citing Rule 12-a (3d paragraph).

Senator Miskovsky moved that the Rules of the Senate be suspended for the purpose of considering the Collins motion.

Senator Sandlin asked unanimous consent, which was granted, to withdraw

his motion to table the Collins motion, relative to **SB 211**.

Senator Stipe moved that the vote be reconsidered by which the Collins motion—to refuse to concur in **HAs** to **SB 211** and request a conference — was adopted.

Senator Collins moved to table the Stipe motion.

Senator Wilson (Beckham) raised a point of order against the Collins motion, which was sustained, citing Rule 12-a (3d paragraph).

Following considerable discussion, President Pro Tempore Garvin ordered the vote be taken on the Collins motion.

Senator Hamilton asked unanimous consent, to which Senator Miskovsky objected, to have the **HAs** to **SB 211** read.

The vote occurring on the Collins motion to table the Stipe motion, it was declared failed of adoption.

Senator Stipe asked unanimous consent, to which Senator Miskovsky objected, to withdraw his motion.

Senator Cowden moved that possession of **SB 211** be retained by the Senate, that the bill, as amended, be printed and taken up for consideration tomorrow, which motion was tabled upon motion of Senator Cobb.

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

Aye: Bailey, Baldwin, Boecher, Breeden, Cowden, Dacus, Easterly, Garvin, Hall, Hope, Kerr, King, Land, Morford, Payne, Pazoureck, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham).—21.

Nay: Allen, Berrong, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Field, Fine, Grantham, Hamilton, Harris, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Ritzhaupt, Stipe, Wilson (Greer).—20.

Not Voting: Herndon, Pitcher, Tipps.—3.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that **SB 211**, as amended by the Honorable House, be printed.

GENERAL ORDER

HB 903, by Allard et al of the House and Breeden of the Senate, was read and considered.

Senator Hamilton moved to amend **HB 903**, lines 9 and 10, page 2, by striking after the word "session" and before the word "the" on line 9 the word "but" and insert in lieu thereof the word "and"; and by striking after the word "action" and before the word "be" on line 10 the word "shall" and insert in lieu thereof the word "may".

Senator Cowden asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Breeden raised a question of "no quorum" and upon the roll being called President Pro Tempore Garvin declared a quorum present.

The vote occurring on the Hamilton amendment, it was declared failed of adoption.

Senator Allen moved to amend **HB 903**, line 4, page 2, by adding after the word "trusteeship" and before the word "or" the words "legislative bodies," which amendment was tabled upon motion of Senator Baldwin.

Senator McClendon moved to amend **HB 903**, lines 7 and 10, page 2, by striking after the word "be" on line 7 and before the word "meetings" the word "public" and insert the word "open" and by striking after the word "in" and before the word "meeting" on line 10 the word "public" and insert in lieu thereof the word "open," which amendment was tabled upon motion of Senator Breeden.

Upon motion of Senator Breeden, **HB 903** was advanced to engrossment.

Senator Breeden asked unanimous consent, which was granted, that the rules be suspended and **HB 903** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 903 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Easterly, Garvin, Harris, Hope, Kerr, King, Land, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Wilson (Beckham), Wilson (Greer).—26.

Nay: Allen, Berrong, Cartwright (Seminole), Dacus, Fine, Grantham, Hall, Hamilton, McClendon, McColgin, Tipps, Trent.—12.

Excused: Cowden, Walker.—2.

Not Voting: Cobb, Field, Herndon, Morford.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Easterly, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Wilson (Beckham), Wilson (Greer).—24.

Nay: Allen, Berrong, Cartwright (Seminole), Dacus, Fine, Hall, Hamilton, McClendon, McColgin, Mahan, Sandlin, Stipe, Tipps, Trent.—14.

Excused: Cowden, Walker.—2.

Not Voting: Cobb, Field, Herndon, Morford.—4.

The emergency was declared failed of passage.

HB 903, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Fine moved to reconsider the vote by which **HB 903**, as amended, was passed.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCRs 557** and **558**.

Senator Kerr asked for consideration of **HCR 558**, which was the order, following which Senators Cartwright (Bryan), Hamilton, Payne, Wilson (Beckham), Baldwin, Shoemake, Easterly, Wilson (Greer), Pazoureck, Breeden, Carrier, Stipe, McSpadden, Mahan, Miskovsky, Boecher, Dacus, Ritzhaupt, Grantham, Land, Berrong, McColgin, Bailey, Collins and Harris asked to be made co-authors of the Resolution, which was the order.

HCR 558, as co-authored, was read at length and adopted upon motion of Senator Kerr:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 558 — By Willis (Jackson) of the House and Kerr, Wilson (Beckham), Hamilton, Payne, Cartwright (Bryan), Baldwin, Shoemake, Easterly, Wilson (Greer), Pazoureck, Breeden, Carrier, Stipe, McSpadden, Mahan, Miskovsky, Boecher, Dacus, Ritzhaupt, Grantham, Land, Berrong, McColgin, Bailey, Collins and Harris of the Senate.

A CONCURRENT RESOLUTION COMMENDING EDDIE FISHER, OF ALTUS, OKLAHOMA, FOR HIS ACCOMPLISHMENTS AS A MAJOR LEAGUE PITCHER; AND DIRECTING DISPOSITION OF COPIES OF THIS RESOLUTION.

WHEREAS, Eddie Fisher, a 1958 graduate of the University of Oklahoma and a member of a fine Oklahoma family, launched his career as a major league pitcher in a most auspicious manner on Monday, June 22, by pitching

seven (7) innings for the San Francisco Giants; and

WHEREAS, during this fine display of athletic talent and training Eddie issued only three (3) hits, gave up no walks for six (6) straight innings and retired seventeen (17) men in a row, thereby earning the plaudits of all experienced baseball observers; and

WHEREAS, the same Eddie Fisher compiled a record of ten (10) wins and four (4) losses while pitching for Phoenix in the Pacific Coast League; and

WHEREAS, such a display of promise in the National pastime, a youth reared, educated and trained in Oklahoma reflects great credit on our State; and

WHEREAS, the people of Oklahoma are among the most sportsminded citizens of our sportsminded Nation and are most interested in the noteworthy athletic accomplishments of their native sons, and it is therefore appropriate that the Legislature of this State take official notice of such accomplishments by an Oklahoman.

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

SECTION 1. That Eddie Fisher, of Altus, Oklahoma, is hereby heartily commended on the determination and skill which he displayed in his successful debut as a major league pitcher, and the elective Representatives of the people of this State, on behalf of the people of this State, do hereby express their pride in this young man's accomplishments and express their confidence in his future as a professional participant in the National pastime.

SECTION 2. BE IT FURTHER RESOLVED that this Resolution be spread at large on the pages of the Journal of

both Houses of the Oklahoma Legislature and that properly prepared copies hereof be sent to the Manager of the San Francisco Giants, to Mr. J. T. Fisher, of Altus, Oklahoma, and to the Altus Times Democrat.

Engrossed **HCR 558**, as co-authored, was properly signed and ordered returned to the Honorable House.

Engrossed **HCR 557**, by Arrington and Sparks of the House and Collins of the Senate—A Concurrent Resolution applauding and commending Oklahoma State University for its 1959 Championship Athletic Season — was ordered placed upon the Calendar.

RESOLUTION

Senator Hamilton asked unanimous consent, which was granted, to introduce the following **SR**:

SR 64—By Hamilton and Cartwright (Seminole)—A Resolution expressing appreciation to the Honorable Sam Rayburn, Speaker of the House of Representatives, Eighty-seventh Congress, for accepting the invitation of the Young Democrats of Oklahoma to be the principal Speaker at a banquet honoring Judge Orel Busby, Ada.

Senator Miskovsky asked unanimous consent, to which objection was voiced, that all members of the Senate be made co-authors of the Resolution.

Senators Cartwright (Bryan), Allen, Fine, Field, McColgin, Payne, Shoemake, Easterly, Kerr, Pitcher, Collins, Wilson (Greer), Tipps, Stipe, Mahan, Carrier, Miskovsky, Boecher, Hope, Ritzhaupt, Harris, Dacus, Grantham, Breeden, Trent, King, Garvin, and Land asked to be made co-authors of **SR 64**, which was the order.

SR 64, as co-authored, was read at length as follows, adopted upon motion of Senator Hamilton and ordered referred for enrollment:

SENATE RESOLUTION NO. 64—By Hamilton, Cartwright (Seminole), Allen,

Boecher, Breeden, Carrier, Cartwright (Bryan), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McColgin, Mahan, Miskovsky, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent and Wilson (Greer).

A RESOLUTION EXPRESSING APPRECIATION TO THE HONORABLE SAM RAYBURN, SPEAKER OF THE HOUSE OF REPRESENTATIVES, EIGHTY-SEVENTH CONGRESS, FOR ACCEPTING THE INVITATION OF THE YOUNG DEMOCRATS OF OKLAHOMA TO BE THE PRINCIPAL SPEAKER AT A BANQUET HONORING JUDGE OREL BUSBY, ADA.

WHEREAS, The Honorable Sam Rayburn, Speaker of the House of Representatives, Congress of the United States, has most graciously accepted an invitation to deliver the principal address, August 29, 1959, at the banquet to be given by the Young Democrats of Oklahoma in honor of the founder of said organization, our beloved, Judge Orel Busby of Ada; and

WHEREAS, This forthcoming visit of such a distinguished statesman, outstanding leader of the Democratic Party and esteemed first citizen of our sister State of Texas, will be a high moment of honor for this State; and

WHEREAS, Throughout his unmatched public career and sparkling all-time record tenure as Speaker of the House, we in this State have affectionately come to think of "Mr. Sam" as "Oklahoma's Congressman at Large"; and

WHEREAS, It is most fitting that this conspicuous leader of the Democratic Party shall keynote the banquet in honor of the man who in 1912 founded the Young Democrat organization in Oklahoma from which the National Young Democrat organization later developed.

NOW, THEREFORE, BE IT RE-

SOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF OKLAHOMA:

SECTION 1. That we hereby express our appreciation on behalf of the Young Democrats of Oklahoma and the Oklahoma Democratic Party to the Honorable Sam Rayburn for accepting the invitation to visit Oklahoma and deliver the principal address at the dinner in honor of our own Judge Orel Busby.

SECTION 2. That we hereby take official notice of the fact that such visit by the esteemed "Mr. Sam" will bring great honor to our State and shall constitute a moment of high occasion in our history.

SECTION 3. That duly certified copies of this Resolution be sent to: the Honorable Sam Rayburn, Speaker of the House; the Honorable J. Howard Edmondson, Governor; the Honorable George Nigh, Lieutenant Governor; Judge Orel Busby; Congressman Carl Albert; Congressman Tom Steed; and Mr. Jim Hamilton, President of the Young Democrats of Oklahoma.

MOTION TO RECONSIDER VOTE

Senator Miskovsky asked unanimous consent, which was granted, to withdraw his motion to reconsider the vote by which **HB 859** was passed.

Senator Mahan moved that the vote be reconsidered by which **SB 256**, by Mahan, was stricken from the Calendar, which motion prevailed:

Referring further to **SB 273**:

Senator Land moved that the Honorable House be requested to return **SB 273**, as amended in Conference, for the purpose of reconsideration.

Senator Shoemaker moved to table the Land motion, which motion was declared adopted.

MOTIONS TO RECONSIDER VOTES

Senator Collins asked unanimous consent, which was granted, to with-

draw his motions to reconsider the vote by which **HBs 845** and **846** were passed.

HBS 845 and **846** having previously been signed they were ordered returned to the Honorable House.

Senator Hamilton asked unanimous consent, which was granted, to extend the time for one day for the consideration of his motion to reconsider the vote by which **HB 653** was passed.

Senator Allen asked unanimous consent, which was granted, that the President Pro Tempore, at his discretion, between now and January 31, next year, be authorized to give as a bonus Five Hundred (\$500.00) Dollars, each to Mrs. Marjorie Moser, Chief Enrolling and Engraving Clerk, and Chet Lamb, Senate Property Custodian.

Senator Payne moved that when the Clerk's desk is clear, the Senate adjourn to meet at 12:00 noon tomorrow, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 37, 71, 249, and 120**, as amended:

HAs to **SB 37** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 37, by adding as coauthor: "HOUSE JUDICIARY COMMITTEE."

AMENDMENT NO. 2. Page 1, the TITLE thereof, by striking all of said TITLE, Enacting Clause and SECTIONS 1, 2 and 3 and substituting in lieu thereof the following:

"AN ACT RELATING TO NOTARIES PUBLIC; AMENDING 49 O. S. 1951, § 2, WHICH PROVIDES FOR FILING OATH OF OFFICE; SIGNATURE, BOND AND SEAL OF NOTARY AND FOR FEES THEREFOR; RAISING FILING FEES TO THREE DOLLARS (\$3.00) AND PROVIDING FOR DISPOSITION THEREOF; AND DECLARING AN EMERGENCY."

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 49 O. S. 1951, § 2 is hereby amended to read as follows:

§ 2. OATH, SIGNATURE, BOND AND SEAL—FEES. — Before entering upon the duties of his office every Notary Public so appointed and commissioned shall file in the office of the Court Clerk, in his capacity as Clerk of the District Court, of the county in which such Notary resides at the time he is commissioned, the commission issued to him, his oath of office, his official signature, an impression of his official seal, and a good and sufficient bond to the State of Oklahoma, in the sum of One Thousand Dollars (\$1,000.00), with one or more sureties to be approved by the said Court Clerk, conditioned for the faithful performance of the duties of his office. Such commission, bond, and oath shall be recorded in the office of such Court Clerk, as Clerk of the District Court, and immediately thereafter said commission shall be returned to the Notary, and said bond and oath shall be transmitted by said Court Clerk to the Secretary of State, and by him filed and recorded in his office. The filing of such commission, bond, official signature, and impression of official seal in the office of the Court Clerk shall be deemed sufficient evidence to enable such Court Clerk to certify that the person so commissioned is a Notary Public, duly commissioned and acting as such, during the time such commission is in force. Upon the filing of his commission with the Court Clerk, every Notary Public shall pay to the Court Clerk the sum of *three* Dollars (\$3.00), *Two* Dollars (\$2.00), of which shall be remitted by the Court Clerk to the Secretary of State as filing and recording fees, the other One Dollar (\$1.00), to be held and accounted for by the Court Clerk as fees of his office.

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.

HAs to SB 71 read as follows, and consideration deferred:

AMENDMENT NO. 1. Add the following coauthors of the House to Engrossed Senate Bill No. 7; "FOGARTY and WATKINS."

AMENDMENT NO. 2. Page 1, Section 1, Lines 16 and 17, by striking the words "two thousand (2,000)" and substituting "five thousand (5,000)."

AMENDMENT NO. 3. Strike SECTION 2 (Emergency and make TITLE conform).

HAs to SB 249 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 249, Page 1, Section 1, Line 29, by adding after the end of said sentence a new paragraph to read as follows:

"In all cases when the partner is actually employed in a hazardous occupation as an active worker, then said partner shall be counted as an employee for the purpose of determining whether an employee of the partnership is subject to the provisions of the Act."

HAs to SB 120 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 120, by adding the following coauthors:

"PRIVETT, BULLARD, BOUSE, FOGARTY and RICHARDSON" of the House.

AMENDMENT NO. 2. Amend Engrossed Senate Bill No. 120, Page 1, the TITLE, Line 6, after the semicolon, by inserting the following language:

"AUTHORIZING SOIL CONSERVA-

TION DISTRICTS TO CARRY WORKMEN'S COMPENSATION INSURANCE ON ALL EMPLOYEES WITH THE STATE INSURANCE FUND;"

AMENDMENT NO. 3. Amend Page 2, § 2, Lines 5 and 6, striking Lines 5 and 6 and inserting in lieu thereof:

"working as guards, attendants, and all other persons engaged in hazardous employment at state penitentiaries, and reformatories," and Amending the TITLE to conform thereto.

AMENDMENT NO. 4. Page 2. SECTION 1. Line 8, after the word "Patrol" strike the remainder of the SECTION and in lieu thereof add the following:

"State Crime Bureau, County Sheriff and Deputies." and Amending the TITLE to conform thereto.

AMENDMENT NO. 5. Amend the Bill on Page 2, § 2, Line 11, by inserting a new SECTION 2, to read as follows:

"SECTION 2. All Soil Conservation Districts of this State are hereby authorized in their discretion to carry workmen's compensation insurance on any or all their employees, regardless of the nature of the work in which such employee or employees are engaged, such insurance to be carried with the State Insurance Fund, and shall be paid for by each district out of the funds of such district," and Renumber SECTION 2, in the present Bill to read SECTION 3.

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 539—State and Federal Government.

MESSAGES FROM THE HOUSE

Transmitting following bill, together

with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 567**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 567** was read and consideration deferred:

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. 567, and Engrossed Senate Amendments thereto, entitled:

AN ACT AMENDING SECTION 1, CHAPTER 1b, TITLE 36, PAGE 224, OKLAHOMA SESSION LAWS 1955; RELATING TO THE ALLOCATION AND DISBURSEMENT OF CERTAIN INSURANCE PREMIUMS TO THE POLICE PENSION AND RETIREMENT SYSTEMS OF THE STATE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following General Conference Committee on Appropriations amendment be adopted: Page 2, Section 1, Lines 4 and 5, by striking "to 542d, as amended by Chapters 13A and 13Aa, Title 11, pages 79 to 82, O.S.L. 1949," and insert in lieu therefor: "through 541w, as amended by 11 O.S. Supplement 1957, §§ 541 k and 541 l,".

3. That the following General Conference Committee on Appropriations amendment be adopted: Page 2, Section 1, Line 10, by striking "Six Hundred Thousand Dollars (\$600,000.00)" and insert in lieu therefor: "Four Hundred and Fifty Thousand Dollars (\$450,000.00)".

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Dacus	Fuller
Grantham	Garrison
Hamilton	Hurst
King	Larason
Pazoureck	Levergood
Shoemake	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Williams
	(Murray)

MESSAGES FROM HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 25, 161, 42 and 35.**

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 176**, co-authored by Levergood; and **SBs 216, 224, 180, 219 and 299.**

The above numbered Bills were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 37**—coauthored by Belvin, Bradley (Tulsa), Briscoe, Burnham, Cartwright, Clark, Cole, Converse, Craig,

Goodfellow, Hall, Hargrave, Howard, Howe, Inman, Jumper, McCune, Moad, Priebe, Privett, Reneau, Richeson, Sare, Shipley, Sparkman, Stevens, Taliaferro, Wilkerson, Williams (Murray) and Wolf.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 538, 546, 547, 551, 578, 582, 638, 834, 907, HJR 509.**

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 510, 519, 533, 683, 776, 794, 796, 799, 830, 857, 868, 876, 882, 893 and 917, and SBs 184, 341, 345, 353 and 358 each correctly engrossed.

SRs 58, 59 and 60 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HBs 510, 519, 533, 683, 776, 794, 796, 799, 830, 857, 868, 876, 882, 893 and 917**, each as amended, were properly signed and ordered returned to the Honorable House.

Engrossed **SBs 184, 341, 345, 353 and 358** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs 58, 59 and 60** were each properly signed and ordered transmitted to the Secretary of State.

As provided under the Payne Motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 12:00 noon tomorrow.

One Hundred-second Legislative Day

Tuesday, June 30, 1959

Pursuant to adjournment, the Senate met at 12 o'clock Noon and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—43.

Excused: Hall.—1.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator McColgin asked unanimous consent that David Casper of Del City be made an Honorary Page for this legislative day, which was the order.

Senator Boecher asked unanimous consent that his young grandson, Dickie Ruhl of Kingfisher, about twenty-months old, be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

RESOLUTION

SR 65 was introduced by Senator Field, following which Senators Shoemake, Collins, Easterly, McClendon, Kerr, Payne, McColgin, King, Wilson (Beckham), Wilson (Greer), Harris, Hope, Breeden, McSpadden, Pazoureck, Allen, Pitcher, Ritz-

haupt, Grantham, Land, Morford, Bailey, Garvin, Berrong, Carrier, Hamilton and Cowden asked to be made co-authors, which was the order.

SR 65, as co-authored, was read at length as follows, adopted upon motion of Senator Field and referred for enrollment:

SENATE RESOLUTION NO. 65—By Field, Shoemake, Collins, Easterly, McClendon, Kerr, Payne, McColgin, King, Wilson (Beckham), Wilson (Greer), Harris, Hope, Breeden, McSpadden, Pazoureck, Allen, Pitcher, Ritzhaupt, Grantham, Land, Morford, Bailey, Garvin, Berrong, Carrier, Hamilton and Cowden.

A RESOLUTION TAKING NOTICE OF THE LONG AND EFFICIENT SERVICE OF GEORGE O'NEAL AS SENATE CALENDAR CLERK; AND EXPRESSING THE APPRECIATION AND COMMENDATIONS OF THE SENATE.

WHEREAS, Mr. George O'Neal of Oklahoma City has served the Senate of the State of Oklahoma for ten (10) consecutive legislative sessions as Senate Calendar Clerk; and

WHEREAS, the post filled so ably by Mr. O'Neal is one of high responsibility and great importance, involving as it does the custody of the bills coming into this legislative Body for its consideration; proper arrangement and printing of the Senate Calendar; and the responsibility for routing and indexing the bills introduced or coming to this House; and

WHEREAS, George O'Neal has dis-

charged the duties of his office in an exemplary and outstanding manner, has taken responsibility beyond the strict call of duty, has come to be relied upon completely by the members of the State Senate for information on the location and status of bills and resolutions, and acts as "Auxiliary Chaplain" to the State Senate, in which capacity his prayers are a source of great inspiration to the members of this Body; and

WHEREAS, it is therefore fitting and appropriate that this Body recognize the long, faithful and outstanding service of George O'Neal.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That George O'Neal, Calendar Clerk of the State Senate for this session, and the preceding nine (9) legislative sessions, is hereby most heartily commended by the members of the Senate for his long service, and for the outstanding manner in which he has discharged the duties of his office and the extra responsibilities he has so willingly assumed; and

BE IT FURTHER RESOLVED that this Resolution be spread at large upon the pages of the official Journal of the Senate of the State of Oklahoma.

SECOND READING

The following bill was read the second time and referred to Committees indicated:

HB 798—Criminal Jurisprudence.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 859 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 859**, as amended, were properly signed and ordered returned to the Honorable House.

COMMITTEE REPORTS

The following resolution was reported

by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HCR 537—Senate and Legislative Affairs.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that **HCR 537** be taken up for immediate consideration.

Senator Ritzhaupt moved to amend **HCR 537** by striking after the word, "of," on line 23 and before the word, "be," on line 24, the words and figures, "three (3) o'clock p. m. Thursday, July 2nd, 1959," and inserting the words and figures, "three (3) o'clock p. m. Tuesday, July 7, 1959," which amendment was tabled upon motion of Senator Payne.

Senator Field moved to amend **HCR 537** by striking after the word, "of," on line 23 and before the word, "be," on line 24, the words and figures, "three (3) o'clock p. m. Thursday, July 2nd, 1959," and inserting the words and figures, "three (3) o'clock p. m., Friday, July 3, 1959."

Senator Payne moved to table the Field amendment, which motion failed of adoption.

The vote occurring on the Field amendment, it was declared adopted.

HCR 537, as amended, was read at length as follows, adopted upon motion of Senator Wilson (Beckham) and referred for engrossment:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 537—By Bullard, Livingston, Daugherty, Huser, Langley, Larason, Richeson and Sparger.

A CONCURRENT RESOLUTION FIXING THE DAY AND THE HOUR OF SINE DIE ADJOURNMENT OF THE REGULAR SESSION OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA.

WHEREAS, The time for adjourn-

ment sine die of the regular Session of the Twenty-seventh Legislature of the State of Oklahoma is now close at hand, and matters of vital importance have been considered during the Session; and

WHEREAS, Article V, Section 30 of the Constitution of the State of Oklahoma provides that "Neither House, during the Session of the Legislature, shall without the consent of the other, adjourn for more than three days * * *"; and

WHEREAS, No date and hour for the sine die adjournment of the regular Session of the Twenty-seventh Legislature of the State of Oklahoma has been fixed in pursuance of said Constitutional provision;

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

That the hour of three (3) o'clock p. m., Friday, July 3, 1959, 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-seventh Legislature of the State of Oklahoma.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Ritzhaupt moved to reconsider the vote by which **HCR 537**, as amended, was adopted.

MESSAGE FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB 752**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 314**.

The above numbered Bill was referred for enrollment.

MESSAGE FROM HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 28, 52, 62, 65, 138 and 287**.

The above numbered Bills as amended in Conference were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 314 correctly enrolled.

Enrolled **SB 314**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING SENATE CONSIDERATION

Senator Harris moved that the Senate concur in **HAs** to **SB 71**, which motion prevailed.

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:

Aye: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miszkovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Hall.—1.

Not Voting: Herndon, McSpadden.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Ber-
rong, Boecher, Breeden, Carrier, Cart-
wright (Bryan), Cartwright (Seminole),
Cobb, Collins, Cowden, Dacus, Easterly,
Field, Fine, Garvin, Grantham, Hamil-
ton, Harris, Hope, Kerr, King, Land,
McClendon, McColgin, Mahan, Mis-
kovsky, Morford, Payne, Pazoureck,
Pitcher, Ritzhaupt, Sandlin, Shoemake,
Stipe, Tipps, Trent, Walker, Wilson
(Beckham), Wilson (Greer).—41.

Excused: Hall.—1.

Not Voting: Herndon, McSpadden.—
2.

The emergency was declared passed.

House Amendments were properly
signed and above numbered bill, as
amended, was referred for enrollment.

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

MESSAGES FROM THE HOUSE

Advising passage of a and returning
Engrossed SBs 93, 118, and 129 and SJRs
23 and 31, as amended.

HAs to SB 93 read as follows, and
concurred in upon motion of Senator
Grantham:

AMENDMENT NO. 1. Amend En-
grossed Senate Bill No. 93, Page 1, the
TITLE thereof, by striking all of said
TITLE and inserting in lieu thereof the
following new TITLE:

"AN ACT RELATING TO CHILD
GUIDANCE; CREATING A CHILD
GUIDANCE BOARD; PROVIDING DU-
TIES FOR SAID BOARD; AUTHORIZ-
ING BOARDS OF COUNTY COM-
MISSIONERS TO CONDUCT CHILD
GUIDANCE CLINICS; AND PROVID-
ING FOR APPROPRIATION OF
COUNTY FUNDS THEREOF; MAK-
ING THE PROVISIONS OF THIS ACT
SEVERABLE; AND DECLARING AN
EMERGENCY".

AMENDMENT NO. 2. Page 1, SEC-
TION 1, Line 12, after the word "coun-

ty" and before the word "to," by adding
the following words:

"separate and apart from the county
department of health"

AMENDMENT NO. 3. Page 1, SEC-
TION 1, Line 16, after the word "pro-
gram," by inserting the following:

"provided however, in establishing a
child guidance clinic, said county shall
have first made available a millage levy
for the county department of health in
an amount equal to the millage levy
provided for said purpose for the pre-
ceding fiscal year, and provided fur-
ther said county shall have obtained the
approval of the Oklahoma Child Guid-
ance Board which is hereby created as
provided herein; and provided further
that no county shall establish a child
guidance clinic until it has first estab-
lished a county health department."

AMENDMENT NO. 4. Page 1, im-
mediately following SECTION 1, by in-
serting new SECTIONS as follows:

"SECTION 2. There is hereby cre-
ated the Oklahoma Child Guidance
Board composed of the State Superin-
tendent of Public Instruction as Chair-
man, the Director of Public Welfare,
the Dean of the University of Okla-
homa School of Medicine, the State
Commissioner of Health, and the Di-
rector of Mental Health. All members
are to serve without additional pay."

"SECTION 3. The Oklahoma Child
Guidance Board is hereby authorized and
directed to:

(A) Adopt rules for its government.

(B) To establish standards for the
operation of county child guidance clin-
ics.

(C) To establish minimum require-
ments of education and experience for
personnel employed in the county child
guidance clinics.

(D) Upon application of the Board
of County Commissioners of a county,
to determine if a need exists for a
county child guidance clinic, and to de-

termine whether or not, funds, personnel and facilities are available for a child guidance clinic.

(E) Approve or disapprove plans for the operation of a child guidance clinic in a county as submitted by the Board of County Commissioners. Such approval to be based upon compliance with standards, and feasibility as outlined in sub-paragraphs (B), (C), and (D) of this SECTION.

(F) To require reports from the Board of County Commissioners operating a child guidance clinic, as may be necessary to properly evaluate the conduct of such clinic."

"SECTION 4. Prior to establishing a child guidance clinic as provided herein, the Board of County Commissioners shall request approval of the Oklahoma Child Guidance Board in such form as the said Board shall require. Subsequently, the child guidance Board shall annually approve or disapprove the continuation of the clinic not later than June 1, of each year. The renewal of approval to be for the fiscal year beginning July 1, and shall be in such form as the child guidance Board shall determine."

and

By renumbering the remaining SECTIONS to conform thereto.

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:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—37.

Not Voting: Allen, Bailey, Cartwright

(Seminole), Herndon, Mahan, Stipe, Wilson (Beckham).—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—37.

Not Voting: Allen, Bailey, Cartwright (Seminole), Herndon, Mahan, Stipe, Wilson (Beckham).—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

HAs to SB 118 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 116, by striking "SECTION 7 (Emergency Clause)" and make TITLE conform.

HAs to SB 129 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 129, Page 1, Line 8 the TITLE thereof, by striking the words and figures "Four Hundred Dollars (\$400.00)" and inserting in lieu thereof "Three Hundred Fifty Dollars (\$350.00)".

AMENDMENT NO. 2. Page 1, Section 1, § 552, Line 16 by striking the following: "three hundred thousand (300,000)" and substituting therefor the following: "two hundred fifty thousand (250,000)", and amending the TITLE to conform.

AMENDMENT NO. 3. Page 1, Section 1, Line 26, striking the words and figures "Four Hundred Dollars

(\$400.00)" to "Three Hundred Fifty Dollars (\$350.00)".

HAs to SJR 23 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Joint Resolution No. 23, the TITLE thereof, by striking all of said TITLE and inserting in lieu therefor:

"A RESOLUTION PERTAINING TO A CIVIL WAR COMMISSION; EMERGENCY; AMENDED FOR CONFERENCE."

HAs to SJR 31 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Joint Resolution No. 31, by adding the following House Members as coauthors: "BAGGETT and POYNOR".

AMENDMENT NO. 2. Page 1. the TITLE thereof, line 16, by striking the words "LEGISLATIVE COUNCIL" and inserting in lieu therefor "LEGISLATURE".

AMENDMENT NO. 3. Page 2, SECTION 3, line 12, by striking the words "Legislative Council as now provided by law" and inserting in lieu therefor "State Legislature".

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 61, 63 and 64 and SCRs 26, 27, 29 and 30, and SJR 37 and SBs 25, 35, 42, 161, 176, 180, 216, 219, 224, 229 and 299 each correctly enrolled.

Enrolled **SRs 61, 63 and 64** were each properly signed and ordered transmitted to the Secretary of State.

Enrolled **SCRs 26, 27, 29 and 30** were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SJR 37** and **Enrolled SBs 25, 35, 42, 161, 176, 180, 216, 219, 224 and 299**, after fourth readings, were properly signed and ordered transmitted

to the Honorable House for the signature of the Speaker.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SB 314**.

The above numbered Enrolled bill was referred to the Governor for consideration.

REFERRING TO SB 211

Senator Hope moved that the Senate concur in **HAs to SB 211**.

Senator Collins, as a substitute, moved that the Senate refuse to concur in **HAs to SB 211**, and request a Conference.

Senator Hope moved to table the Collins motion.

Senator Collins asked unanimous consent to suspend the rules and give him unlimited time to discuss his motion, to which Senator Wilson (Beckham) objected.

Senator Collins moved that the rules of the Senate be suspended and that he be extended unlimited time in which to discuss his motion.

Senator Morford, as a substitute, moved that the rules be suspended, and that Senator Collins be given one hour's time for the discussion of his motion.

Senator Collins asked unanimous consent to withdraw his motion to suspend the rules of the Senate that he might be extended unlimited time in which to discuss his motion, which was the order.

Senator Morford asked unanimous consent to withdraw his motion, which was the order.

Senator Field moved to amend the Collins motion to provide that the Senate refuse to concur in **HAs to SB 211** and request a Conference with instructions to Senate Conferees to amend **SB 211** on page 19, line 14, inserting after the word, "state," and before the word, "collected," the word, "tax," which amendment was declared adopted.

Senator Allen moved to further amend the Collins motion by instructing the Senate Conferees as follows: Section 4, line 8, page 9 by striking the words, "From and," and inserting the words and figures, "Thirty (30) days."

Senator Hamilton moved the previous question, which motion by unanimous consent he withdrew.

The vote occurring on the Allen amendment to the Collins motion, it was declared adopted.

Senator Hope moved to table the Collins motion, as amended, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, Land, McColgin, McSpadden, Morford, Payne, Pazoureck, Pitcher, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—29.

Nay: Carrier, Cobb, Collins, Field, Fine, Hamilton, Kerr, McClendon, Mahan, Miskovsky, Ritzhaupt, Sandlin, Wilson (Greer).—13.

Not Voting: Cartwright (Bryan), Cartwright (Seminole).—2.

The vote occurring on the Hope motion to concur in **HAs** to **SB 211**, it was declared adopted.

SB 211, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Cobb, Collins, Field, Fine, McClendon, Miskovsky.—6.

Not Voting: Cartwright (Seminole), Hall.—2.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cowden, Dacus, Easterly, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Cobb, Collins, Field, Fine, McClendon, Miskovsky.—6.

Not Voting: Cartwright (Seminole), Hall.—2.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Collins moved to reconsider the vote by which **SB 211**, as amended, was passed.

Senator Harris asked to be shown excused until such time as he returns to the Chamber, which was the order.

Senator Collins moved that the rules be suspended and Engrossed **HB 741** be withdrawn from the Committee on Public Health and placed upon the Calendar, notwithstanding the adverse action of the Committee.

Senator Berrong moved to table the Collins motion, which motion was declared failed of adoption.

Senator Berrong moved to reconsider the vote by which his motion to table the Collins motion failed of adoption, which motion was held out of order on

a point of order raised by Senator Payne citing Rule 12-a, that a motion to reconsider must be made by a Senator voting in the majority.

Senator Baldwin presiding.

The vote occurring on the Collins motion, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Easterly, Field, Fine, Hamilton, Hope, King, McClendon, McSpadden, Mahan, Payne, Pitcher, Sandlin, Stipe, Tipps, Trent, Walker.—21.

Nay: Allen, Bailey, Berrong, Breedon, Cobb, Dacus, Garvin, Grantham, Hall, Kerr, Land, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Shoemake, Wilson (Beckham), Wilson (Greer).—19.

Excused: Harris.—1.

Not Voting: Carrier, Cowden, Herndon.—3.

Senator Walker asked to be shown excused for the remainder of this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 753**, requesting Conference and naming Conferees as follows: Haws, Chairman, Huser, Sparkman, Willis (Cherokee) and Ham.

Senator Shoemake moved that the request of the Honorable House for a Conference on **HB 753** be granted, which motion prevailed.

MESSAGES FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 583** requesting Conference and naming Conferees as follows: Goodfellow, Chairman, Richardson and Cooksey.

Senator Allen moved that the Senate grant the request of the Honorable House for a Conference on **HB 583**, which motion prevailed.

President Pro Tempore Garvin, having

been authorized to appoint Senate Conferees, appointed as the Conferees under:

HB 583—Senators Allen, Baldwin and Ritzhaupt.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 738, 909**, and **HJR 513**, as amended.

PENDING CONSIDERATION OF HAS

Senator Miskovsky moved that the Senate refuse to concur in **HAs** to **SJR 23**, and request the Honorable House to grant a conference, referring the resolution to the General Conference Committee on Appropriations, which motion prevailed.

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

Senator Field moved that the Senate concur in **HAs** to **SB 249**, which motion prevailed.

SB 249, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breedon, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—39.

Excused: Walker.—1.

Not Voting: Bailey, Cowden, Hall, Herndon.—4.

The bill, as amended, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boe-

cher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—39.

Excused: Walker.—1.

Not Voting: Bailey, Cowden, Hall, Herndon.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Hamilton motion, to reconsider the vote by which **HB 653** was passed, it was declared failed of adoption upon a roll call as follows:

Aye: Allen, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Field, Fine, Hall, Hamilton, King, Land, McClendon, McColgin, McSpadden, Mahan, Pazoureck, Pitcher, Tipps, Trent, Wilson (Greer).—21.

Nay: Bailey, Berrong, Boecher, Breeden, Carrier, Easterly, Garvin, Grantham, Harris, Hope, Kerr, Morford, Payne, Ritzhaupt, Sandlin, Stipe, Wilson (Beckham).—17.

Excused: Walker.—1.

Not Voting: Cobb, Dacus, Herndon, Miskovsky, Shoemake.—5.

HB 653, as amended, was ordered referred for engrossment.

MESSAGE FROM HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 51, 72, 103, 164, 207, 214** and **313**.

The above numbered Bills, as amended in Conference, were referred for enrollment.

Senator Payne asked that he and Senators Harris, Kerr, Pazoureck and Grantham be shown excused until such time as they can return to the Chamber, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Cartwright (Seminole), the Senate concurred in **HAS** to **SJR 31**.

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

SJR 31, as amended by the Honorable House, was read at length.

On question of passage of Resolution, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Hope, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Excused: Grantham, Harris, Kerr, Pazoureck, Walker.—5.

Not Voting: Cobb, Cowden, Hall, Hamilton, Herndon, Mahan, Pitcher, Shoemake.—8.

The Resolution, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Excused: Grantham, Harris, Kerr, Pazoureck, Walker.—5.

Not Voting: Cobb, Cowden, Hall, Herndon, Mahan, Pitcher, Shoemake.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered Resolution, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Senator Miskovsky moved that the Senate concur in **HAs** to **SB 129**, which motion was declared adopted.

Senator Payne asked to be shown excused until such time as he returns to the Chamber, which was the order.

SB 129, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McColgin, McSpadden, Miskovsky, Morford, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—29.

Excused: Grantham, Harris, Kerr, Payne, Pazoureck, Walker.—6.

Not Voting: Bailey, Cartwright (Seminole), Cowden, Hall, Herndon, McClendon, Mahan, Pitcher, Trent.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McColgin, McSpadden, Miskovsky, Morford, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Excused: Grantham, Harris, Kerr, Payne, Pazoureck, Walker.—6.

Not Voting: Bailey, Cartwright (Seminole), Hall, Herndon, McClendon, Mahan, Pitcher, Trent.—8.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Boecher, the Senate concurred in **HAs** to **SB 118**.

SB 118, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—32.

Excused: Grantham, Harris, Kerr, Payne, Pazoureck, Walker.—6.

Not Voting: Bailey, Cowden, Hall, Herndon, Pitcher, Trent.—6.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Hamilton presiding.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Breeden, the Senate concurred in **HAs** to **SB 120**.

SB 120, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Bree-

den, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—29.

Nay: King, Ritzhaupt.—2.

Excused: Grantham, Harris, Kerr, Payne, Pazoureck, Walker.—6.

Not Voting: Bailey, Baldwin, Carrier, Hall, Herndon, Pitcher, Trent.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Nay: Ritzhaupt.—1.

Excused: Grantham, Harris, Kerr, Payne, Pazoureck, Walker.—6.

Not Voting: Bailey, Baldwin, Carrier, Hall, Herndon, Pitcher, Trent.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Sandlin, the Senate concurred in **HAs** to **SB 37**.

SB 37, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin,

Hall, Hamilton, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Ritzhaupt, Sandlin, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Excused: Grantham, Harris, Kerr, Payne, Pazoureck, Walker.—6.

Not Voting: Baldwin, Carrier, Cowden, Herndon, Hope, Pitcher, Shoemake, Trent.—8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Ritzhaupt, Sandlin, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—30.

Excused: Grantham, Harris, Kerr, Payne, Pazoureck, Walker.—6.

Not Voting: Baldwin, Carrier, Cowden, Herndon, Hope, Pitcher, Shoemake, Trent.—8.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

THIRD READING

HB 777 was taken up for consideration under Third Reading.

Senator Miskovsky asked unanimous consent, to which Senator Land objected to submit an amendment to **HB 777**.

Senator Miskovsky moved that the vote be reconsidered by which **HB 777** was advanced to engrossment, which motion was declared failed of adoption.

Senators Payne, Grantham, Pazoureck, Kerr and Harris asked to be recorded present, which was the order.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: McClendon, McColgin, Miskovsky.—3.

Excused: Walker.—1.

Not Voting: Boecher, Carrier, Cobb, Cowden, Hall, Herndon, Mahan, Pitcher.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: McClendon, McColgin, Miskovsky.—3.

Excused: Walker.—1.

Not Voting: Boecher, Carrier, Cobb, Cowden, Hall, Herndon, Mahan, Pitcher.—8.

The emergency was declared passed.

HB 777 was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Miskovsky moved that the vote be reconsidered by which **HB 777** was passed.

MESSAGES FROM HOUSE

Returning following bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SBs 33** and **44**.

The above numbered bills, as amended in Conference, were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 37**, **SBs 25, 35, 42, 161, 176, 180, 216, 219, 224** and **299**.

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 **SCRs 26, 27, 29** and **30**.

The above numbered Enrolled resolutions were ordered referred to the Secretary of State.

PENDING CONSIDERATION OF HAS

Senator Wilson (Beckham) moved that the Senate concur in **HAs** to **SB 2**, which motion was declared adopted.

SB 2, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—36.

Excused: Walker.—1.

Not Voting: Carrier, Cobb, Hall, Herndon, Pitcher, Shoemake, Tipps.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden,

Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—36.

Excused: Walker.—1.

Not Voting: Carrier, Cobb, Hall, Herndon, Pitcher, Shoemake, Tipps.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Cartwright (Bryan) motion to reconsider the vote by which **SB 331** was passed, it was declared failed of adoption upon a roll call as follows:

Aye: Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Fine, Hamilton, King, Land, McClendon, Morford, Tipps, Trent, Wilson (Greer).—16.

Nay: Allen, Boecher, Cobb, Collins, Cowden, Field, Garvin, Hall, Hope, McColgin, McSpadden, Mahan, Miskovsky, Payne, Ritzhaupt, Sandlin, Shoemake, Stipe, Wilson (Beckham).—19.

Excused: Grantham, Harris, Kerr, Pazoureck, Walker.—5.

Not Voting: Bailey, Carrier, Herndon, Pitcher.—4.

DECLARATION OF VOTE

Senator Cartwright (Bryan), asked unanimous consent, which was granted, that the record show had he have had the correct information at the time he was called from a Senate telephone booth to vote upon **SB 331**, he would have voted NAY on the bill and emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 331 correctly engrossed.

Engrossed **SB 331** was properly signed and ordered transmitted to the Honorable House for consideration.

Senators Grantham, Harris, Kerr and Pazoureck asked to be shown excused until such time as they can return to the Chamber, which was the order.

PENDING CONSIDERATION OF CCR

Senator Hope moved the adoption of the Conference Committee Report on **HB 567**, which motion was declared adopted.

HB 567, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—35.

Excused: Grantham, Harris, Kerr, Pazoureck, Walker.—5.

Not Voting: Carrier, Hall, Herndon, Trent.—4.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McClendon, McColgin, McSpadden, Ma-

han, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—35.

Excused: Grantham, Harris, Kerr, Pazoureck, Walker.—5.

Not Voting: Carrier, Hall, Herndon, Trent.—4.

The emergency was declared passed.

HB 567, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 561, 625 and 772**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 625** was read and adopted upon motion of Senator Hope:

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. 625, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS FROM THE STATE TREASURY OF THE STATE OF OKLAHOMA FOR THE OPERATION AND MAIN-

TENANCE OF STATE INSTITUTIONS; SHOWING THE FISCAL YEARS THEREFOR; PROVIDING FOR APPROPRIATION TRANSFERS; DESIGNATING THE CONTROLLING BOARDS OF THE STATE INSTITUTIONS; DEFINING ADMINISTRATIVE AUTHORITY OF CONTROL BOARDS; DESIGNATING THE PURCHASING AGENCY FOR STATE INSTITUTIONS; ASSIGNING THE AUTHORITY TO DETERMINE THE PROPRIETY OF PURCHASES TO INSTITUTIONAL BOARD OF CONTROL; MAKING AN APPROPRIATION FOR THE PAYMENT OF WORKMEN'S COMPENSATION INSURANCE AT THE OKLAHOMA STATE PENITENTIARY; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.
2. That the Senate recede from Senate Amendment No. 2.
3. That the following General Conference Committee on Appropriations amendment be adopted. Strike all of the present Section 2 and insert therefor a new Section 2 to read as follows:

“SECTION 2. There is hereby appropriated to the institutions listed below, and in the amounts designated for the operation of said institutions, for the fiscal years indicated:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
School for the Blind -----	\$207,069.00	\$211,003.00
(Controlling Board, State Board of Education)		
School for the Deaf -----	279,700.00	282,000.00
(Controlling Board, State Board of Education)		
Will Rogers Memorial Commission -----	29,703.00	30,553.00
(Controlling Board, Will Rogers Memorial Commission)		
Eastern Oklahoma Tuberculosis Sanatorium -----	568,240.00	568,240.00

(Controlling Board, State Board of Health)		
Oklahoma General Hospital -----	264,000.00	264,000.00
(Controlling Board, State Board of Health)		
Western Oklahoma Tuberculosis Sanatorium -----	699,071.00	699,071.00
(Controlling Board, State Board of Health)		
Deaf, Blind and Orphan Institution -----	220,000.00	220,000.00
(Controlling Board, State Board of Public Affairs)		
Whitaker State Orphans Home -----	375,000.00	375,000.00
(Controlling Board, State Board of Public Affairs)		
Cerebral Palsy Institute -----	137,430.00	137,430.00
(Controlling Board, Spastic Paralysis Commission)		
Girls Town -----	169,620.00	169,620.00
(Controlling Board, State Board of Public Affairs)		
Oklahoma State Penitentiary -----	1,556,380.00	1,556,380.00
(Controlling Board, State Board of Public Affairs)		
Oklahoma State Reformatory -----	535,000.00	535,000.00
(Controlling Board, State Board of Public Affairs)		
Training School for White Boys -----	250,000.00	250,000.00
(Controlling Board, State Board of Public Affairs)		
Training School for Negro Boys -----	163,425.00	163,425.00
(Controlling Board, State Board of Public Affairs)		
Training School for Negro Girls -----	51,280.00	51,280.00
(Controlling Board, State Board of Public Affairs)		
Petroleum Experiment Station -----	75,000.00	75,000.00
(Controlling Board, Appropriate Federal Agency)		
 Total Appropriations -----	 \$5,580,918.00	 \$5,588,002.00

4. That the following General Conference Committee on Appropriations amendment be adopted: Strike all of Sections 3, 4 and 5.

5. That the following General Conference Committee on Appropriations amendment be adopted: Page 1, the Title thereof, Lines 9, 10, 11 and 12 of said Title, by striking the following words: "MAKING AN APPROPRIATION FOR THE PAYMENT OF WORKMEN'S COMPENSATION INSURANCE AT THE OKLAHOMA STATE PENITENTIARY; MAKING AN APPROPRIATION FOR THE PAYMENT OF WORKMEN'S COMPENSATION INSURANCE AT THE OKLAHOMA STATE REFORMATORY,"

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Larason
Dacus	Levergood
Grantham	Nance
King	Poynor
Pitcher	Reneau
Shoemake	Roberts
Tipps	Sparger
Trent	Williams
	(Murray)

HB 625, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Grantham, Harris, Kerr, Pazoureck, Walker.—5.

Not Voting: Carrier, Hall, Herndon, Sandlin.—4.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hamilton, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Excused: Grantham, Harris, Kerr, Pazoureck, Walker.—5.

Not Voting: Carrier, Hall, Herndon.—3.

The emergency was declared passed.

HB 625, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senators Harris, Kerr and Grantham asked to be recorded present, which was the order.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 772** was read and adopted upon motion of Senator Hope:

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. 772, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS FROM THE STATE TREASURY OF THE STATE OF OKLAHOMA FOR THE OPERATION AND MAINTENANCE OF THE STATE MENTAL HOSPITALS AND THE STATE SCHOOLS FOR THE MENTALLY RETARDED; PROVIDING FOR ALLOCATION AND TRANSFER OF FUNDS; PROVIDING FOR THE ALLOCATION OF NON-APPROPRIATED FUNDS; DEFINING ADMINISTRATIVE AUTHORITY OF CONTROL BOARD: AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.
2. That the Senate recede from Senate Amendment No. 2.
3. That the following General Conference Committee on Appropriations amendment be adopted:

Strike the present SECTION 2 and insert a new SECTION 2 to read as follows:

"SECTION 2. There is hereby appropriated to the institutions listed below, and in the amounts designated for the operation of said institutions, for the fiscal years indicated:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Central State Hospital -----	\$ 3,481,445.00	\$ 3,481,445.00
Eastern State Hospital -----	2,810,314.00	2,810,314.00
Western State Hospital -----	1,430,500.00	1,430,500.00
Taft State Hospital -----	931,951.00	931,951.00
Enid State School -----	868,320.00	868,320.00
Pauls Valley State School -----	727,470.00	727,470.00
Total -----	\$10,250,000.00	\$10,250,000.00"

4. That the following General Conference Committee on Appropriations amendment be adopted:

Strike the present SECTION 3 and insert a new SECTION 3 to read as follows:

"SECTION 3. No part of any appropriation made in this Act which comprises an increase over the amounts appropriated for the same institutions for the biennium ending June 30, 1959, shall be used for any other purpose unless and until the salary of every regular, full time employee of such institutions receiving less than One Hundred and Eighty Dollars (\$180.00) per month shall have been increased to that amount. It is the intention of the Legislature that additional increases in salaries be provided for all personnel receiving less than Two Hundred and Twenty-five Dollars (\$225.00) per month within the limits of the amounts provided by the appropriations made by this Act."

Respectfully submitted,

Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Fuller
Breeden	Garrison
Cowden	Larason
Dacus	Levergood
Grantham	Nance
Hamilton	Poynor
King	Reneau
Pazoureck	Sparger
Pitcher	Williams
Shoemake	(Murray)
Tipps	
Trent	

HB 772, 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:

Aye: Allen, Bailey, Baldwin, Ber-

rong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Excused: Pazoureck, Walker.—2.

Not Voting: Carrier, Hall, Herndon, Land, Morford, Sandlin.—6.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Excused: Pazoureck, Walker.—2.

Not Voting: Carrier, Hall, Herndon, Land, Morford, Sandlin.—6.

The emergency was declared passed.

HB 772, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Harris asked unanimous consent, which was granted, that it be the order that **HB 531**, as amended in Conference be printed following its receipt by the Senate.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 561** was read and adopted upon motion of Senator Hope:

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. 561, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE DEPARTMENT OF MENTAL HEALTH; STATING THE PURPOSE; PROVIDING FOR THE DIRECTOR OF MENTAL HEALTH TO FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES; MAKING APPROPRIATIONS FISCAL; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the Senate recede from Senate Amendment No. 2.

3. That the Senate recede from Senate Amendment No. 3.

4. That the following General Conference Committee on Appropriations amendment be adopted:

Line 18, Page 1, Section 1, so much as reads "\$110,000.00" and "\$110,000.00" be changed to read "\$90,000.00" and "\$90,000.00".

5. That the following General Conference Committee on Appropriations amendment be adopted:

That immediately following Section 2, Page 1, a new section be added to be known as Section 3 and to read as follows:

"SECTION 3. No part of any appropriation made in this Act which comprises an increase over the amounts appropriated for the same institutions for the biennium ending June 30, 1959, shall be used for any other purpose unless and until the salary of every regular, full time employee of such institutions receiving less than One Hundred and Eighty Dollars (\$180.00) per month shall have been increased to that

amount. It is the intention of the Legislature that additional increases in salaries be provided for all personnel receiving less than Two Hundred and Twenty-five Dollars (\$225.00) per month within the limits of the amounts provided by the appropriations made by this Act."

6. That the following General Conference Committee on Appropriations amendment be adopted:

Renumber the remaining sections.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Garrison
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Nance
Pazoureck	Poynor
Pitcher	Reneau
Shoemake	Roberts
Tipps	Sparger
Trent	Williams
	(Murray)

HB 561, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—40.

Excused: Pazoureck, Walker.—2.

Not Voting: Carrier, Herndon.—2.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—40.

Excused: Pazoureck, Walker.—2.

Not Voting: Carrier, Herndon.—2.

The emergency was declared passed.

HB 561, together with Conference Committee Report thereon, was ordered returned to Honorable House.

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

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 61** was read:

TO THE HONORABLE PRESIDENT
OF THE SENATE
AND THE SPEAKER OF THE
HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 61 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE GOVERNOR; PROVIDING THAT THE GOVERNOR SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES; PROVIDING THE TRANSFER OF ITEMS OF APPROPRIATION; MAKING APPROPRIATIONS NON-FISCAL; MAKING PROVISIONS OF THIS ACT SEVERABLE; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 61, attached hereto, DO PASS.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 61—By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE GOVERNOR; PROVIDING THAT THE GOVERNOR SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES; PROVIDING THE TRANSFER OF ITEMS OF APPROPRIATIONS; MAKING APPROPRIA-

TIONS NON-FISCAL; MAKING 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. There is hereby appropriated out of any monies in the General Revenue Fund in the State Treasury of the State of Oklahoma, not otherwise appropriated, for the fiscal years ending June 30, 1960, and June 30, 1961, to be expended by the Governor, the following sums of money, or so much thereof as may be necessary for the purposes herein named:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Personal Services, Operating Expenses, and		
Extraordinary Protection of the State -----	\$ 142,200.00	\$ 142,200.00
Support and Maintenance of Governor's Mansion-----	15,000.00	15,000.00
Assessment for Council of State Governments-----	8,750.00	8,750.00
 Total -----	 \$ 165,950.00	 \$ 165,950.00

SECTION 2. The Governor of the State of Oklahoma shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the office of the Governor by law.

SECTION 3. Upon direction of the Governor of the State of Oklahoma, any item of the appropriations herein made shall be transferred to any other item herein, or may be transferred from the appropriations made in this Act to items of appropriation made for the Governor's office in any other Act. Payments from the above appropriated amounts may be made by payroll, or may also be made on notarized claims approved by the Governor.

SECTION 4. The appropriations made by this Act are non-fiscal, and shall be available for encumbrance pur-

poses at any time within thirty (30) months from the effective date of this Act.

SECTION 5. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 6. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Dacus	Garrison
Grantham	Hurst
King	Larason
Hamilton	Levergood
Pazoureck	Nance
Shoemake	Poynor
Tipps	Reneau
Trent	Roberts
	Sparger
	Williams

(Murray)

Senator Fine asked that **SB 61**, as amended in Conference, be printed and consideration deferred until tomorrow, to which request Senator Hope objected.

Upon motion of Senator Hope, the Conference Committee Report on **SB 61** was adopted.

SB 61, 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:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—38.

Excused.—Walker.—1.

Not Voting: Allen, Carrier, Herndon, Stipe, Tipps.—5.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—38.

Excused.—Walker.—1.

Not Voting: Allen, Carrier, Herndon, Stipe, Tipps.—5.

The emergency was declared passed.

SB 61, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE FROM THE HOUSE

Advising further Conferences granted on Engrossed **HBs 539** and **558**.

MESSAGES FROM HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 48**.

The above numbered Bill, as amended in Conference, was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 39**—Co-authored by McGahey and McCune; **SB 237**—Co-authored by Patterson, Daugherty, Sparger and Lance.

The above numbered Bills were referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 845, 846, 909**.

The above numbered Enrolled Bills 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 558**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 62 correctly enrolled.

Enrolled **SR 62** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 694, by Finch et al of the House and Collins and McSpadden of the Senate, was read and considered.

Upon motion of Senator Collins, **HB 694** was advanced to engrossment.

Senator Collins asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 694** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 694 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Fine, Grantham, Hall, Hamilton, Harris, Hope, King, McClendon, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham).—27.

Nay: Bailey, Boecher, Breeden, Cowden, Field, Garvin, Land, McColgin, Morford, Wilson (Greer).—10.

Excused: Walker.—1.

Not Voting: Allen, Carrier, Herndon, Kerr, Stipe, Tipps.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—35.

Nay: Cowden, Morford.—2.

Excused: Walker.—1.

Not Voting: Allen, Carrier, Herndon, Kerr, Stipe, Tipps.—6.

The emergency was declared passed.

HB 694 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 928, by Metcalf of the House and Dacus of the Senate, was read and considered.

Upon motion of Senator Dacus, **HB 928** was advanced to engrossment.

Senator Dacus asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 928** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 928 was read for the third time at length.

On the question of passage of bill the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham).—33.

Excused: Walker.—1.

Not Voting: Allen, Carrier, Field, Fine, Hall, Herndon, Pitcher, Stipe, Tipps, Wilson (Greer).—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Garvin, Grant-ham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham).—33.

Excused: Walker.—1.

Not Voting: Allen, Carrier, Field, Fine, Hall, Herndon, Pitcher, Stipe, Tipps, Wilson (Greer).—10.

The emergency was declared passed.

HB 928 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 695, by Finch, was read.

Senator Bailey asked unanimous consent, to which Senator McColgin objected, that further consideration of **HB 695** be deferred until the next legislative day.

Senator Hamilton moved that **HB 695** be stricken from the Calendar.

Senator Bailey moved to table the Hamilton motion.

Senator Mahan asked unanimous consent, to which Senator Miskovsky objected, that Senator Cobb be permitted to give his thoughts on **HB 695**.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 10:30 a. m., tomorrow, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee Report on Engrossed **SB 273**, requesting further conference, with instructions to Conferees to respectfully request the Senate Conferees to join with House Conferees in adopting a new amendment to **SB 273**, which shall leave the location of the new hospital to the decision of the State Mental Health Board, and with a further proviso that the State Mental Health Board require public and/or private matching of funds in a percentage to be determined by said Board from the County wherein the hospital is to be located.

Upon motion of Senator Hope, the request of the Honorable House for a further conference on **SB 273** was ordered granted.

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 595—State and Federal Government—To Appropriations and Budget by previous order.

HB 650—Revenue and Taxation.

DO PASS, as amended:

HB 925—State and Federal Government.

President Pro Tempore Garvin having been authorized to appoint Senate Conferees appointed as the Conferees under the following numbered bill the names shown:

HB 753—Senators Shoemake, Tipps, Grantham, Boecher and Herndon.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 10:30 a. m., tomorrow.

One Hundred-third Legislative Day

Wednesday, July 1, 1959

Pursuant to adjournment, the Senate met at 10:30 a.m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Land, Miskovsky, Pitcher.—10.

The President, Lieutenant Governor George Nigh presiding.

The President declared a quorum present.

Prayer was offered by the Chaplain.

Senator McSpadden asked unanimous consent that Mike Cross of Oklahoma City be made an Honorary Page for this legislative day, which was the order.

Senator Payne asked unanimous consent that Janna Gourley, age seven, of Oklahoma City, be made an Honorary Page for this legislative day, which was the order.

Senator McColgin asked unanimous consent that Johnny Colibert of Midwest City be made an Honorary Page for this legislative day, which was the order.

Senator Allen announced the death of former Senator Tom Jelks of Chick-

asha, a member of the Senate in the Twenty-first and Twenty-second sessions of the Legislature.

President Pro Tempore Garvin presiding.

The time having expired under the motion to reconsider the vote by which Engrossed **SB 49**, as amended in Conference, was passed, the bill together with Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 653 and 873 each correctly engrossed.

Engrossed **SAs** to and Engrossed **HBs 653 and 873**, each as amended, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 848, by Bond (Marshall), et al, was read and considered.

Senators Grantham and Walker asked to be made co-authors of **HB 848**, which was the order.

Upon motion of Senator Grantham, **HB 848** was advanced to engrossment.

Upon motion of Senator Grantham, the rules of the Senate were suspended, and **HB 848** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 848 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Walker, Wilson (Greer).—26.

Nay: McClendon, McColgin, McSpadden, Mahan, Tipps, Trent.—6.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Land, Miskovsky, Pitcher.—10.

Not Voting: Ritzhaupt, Wilson (Beckham).—2.

The bill was declared passed.

HB 848 was properly signed and ordered returned to Honorable House.

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

GENERAL ORDER

HB 819, by Fuller and Baggett, was read and considered.

Senator Sandlin asked to be made co-author of **HB 819**, which was the order.

Upon motion of Senator Sandlin, **HB 819** was advanced to engrossment.

Senator Sandlin asked unanimous consent that the rules of the Senate be suspended, and that **HB 819** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 819 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cobb, Collins, Dacus, Easterly, Garvin, Grantham, Hope, Kerr, King, Land, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—25.

Nay: Field, Fine, Hamilton, McClendon, McColgin, Stipe.—6.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Miskovsky, Pitcher.—9.

Not Voting: Cowden, Mahan, Trent, Walker.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cobb, Collins, Dacus, Easterly, Garvin, Grantham, Hope, Kerr, King, Land, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—25.

Nay: Field, Fine, Hamilton, McClendon, McColgin, Stipe.—6.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Miskovsky, Pitcher.—9.

Not Voting: Cowden, Mahan, Trent, Walker.—4.

The emergency was declared failed of passage.

HB 819, as amended, was referred for engrossment.

GENERAL ORDER

HB 674, by Water Resources Committee, was read and considered.

Senators Wilson (Greer), Dacus, McColgin, Kerr, Field, Garvin and Allen asked to be made co-authors of **HB 674**, which was the order.

Upon motion of Senator Wilson (Greer), **HB 674** was advanced to engrossment.

Senator Wilson (Greer) asked unanimous consent that the rules of the Senate be suspended, and that **HB 674** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 674 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Stipe.—1.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Miskovsky, Pitcher.—9.

Not Voting: Boecher, Cowden, Mahan, Morford, Shoemake.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Miskovsky, Pitcher.—9.

Not Voting: Boecher, Cowden, Mahan, Morford, Shoemake.—5.

The emergency was declared passed.

HB 674, as amended, was referred for engrossment.

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

GENERAL ORDER

HB 813, by Rogers, was read and considered.

Senators Mahan, Collins, Tipps and Dacus asked to be made co-authors of **HB 813**, which was the order.

Upon motion of Senator Stipe, **HB 813** was advanced to engrossment.

Senator Stipe asked unanimous consent that the rules of the Senate be suspended, and that **HB 813** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 813 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hope, Kerr, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—27.

Nay: Breeden, Grantham, Hamilton, McClendon, McSpadden, Ritzhaupt.—6.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Pitcher.—8.

Not Voting: Boecher, Sandlin, Shoemake.—3.

The bill was declared passed.

HB 813 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 767, by Inman of the House and Trent of the Senate, was read and considered.

Upon motion of Senator Trent, **HB 767** was advanced to engrossment.

Senator Trent asked unanimous consent that the rules of the Senate be suspended, and that **HB 767** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 767 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Pitcher.—8.

Not Voting: Boecher, Collins, Cowden, Land, Sandlin, Shoemake.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cobb, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Pitcher.—8.

Not Voting: Boecher, Collins, Cowden, Land, Sandlin, Shoemake.—6.

The emergency was declared passed.

HB 767 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HJR 539, by Williams (Murray) was read and considered.

Senator Cobb asked to be made principal Senate author to **HJR 539**, following which Senators Allen, Cowden, Field, Fine, Hamilton, Grantham, McSpadden, Miskovsky, Mahan, McClendon, Land, Dacus, Tipps and Wilson (Greer) asked to be made co-authors, which was the order.

Upon motion of Senator Cobb, **HJR 539** was advanced to engrossment.

Senator Cobb asked unanimous consent that the rules of the Senate be suspended, and that **HJR 539** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HJR 539 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Pitcher.—8.

Not Voting: Cowden, Land, Mahan, Payne, Stipe, Tipps.—6.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cartwright (Seminole), Hall, Harris, Herndon, Pitcher.—8.

Not Voting: Cowden, Land, Mahan, Payne, Stipe, Tipps.—6.

The emergency was declared passed.

HJR 539 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 65, **SBs 51, 71, 93, 103** and **214** each correctly enrolled.

Enrolled **SR 65** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 51, 71, 93, 103** and **214**, after fourth reading, were 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 **HJR 513** and **HB 738**.

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 28, 39, 52, 62, 65, 129, 138, 249 and **313** each correctly enrolled.

Enrolled **SBs 28, 39, 52, 62, 65, 129, 138, 249** and **313**, after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senators Baldwin and Harris asked to be recorded present, which was the order.

GENERAL ORDER

HB 826, by Converse, et al, was read and considered.

Upon motion of Senator Allen, **HB 826** was advanced to engrossment.

Senator Field moved that **HB 826** be stricken from the Calendar.

Senator Field, as a substitute, moved that **HB 826** be re-referred to the Committee on Game and Fish for further study, which motion prevailed.

RESOLUTION

By unanimous consent, **SR 66** was introduced by Senator Baldwin, read at length as follows, adopted upon his motion and referred for enrollment:

SENATE RESOLUTION NO. 66—By Baldwin.

A RESOLUTION TAKING NOTICE

OF THE DESIRABILITY OF HAVING A COMMITTEE FROM THE STATE SENATE IN THE NATIONAL EDUCATION ASSOCIATION TOUR OF RUSSIA NEXT AUTUMN; DIRECTING THE PRESIDENT PRO TEMPORE TO CREATE A COMMITTEE OF ONE (1) MEMBER TO PARTICIPATE IN THAT TOUR AND REPORT THEREON; AND APPORTIONING CERTAIN FUNDS TO PAY THE EXPENSES OF THAT COMMITTEE.

WHEREAS, Our entire Nation has recently become aware of the importance of maintaining an educational system which keeps pace with that of Russia, and has become aware that the comparative merits and methods of the American and Russian educational system are of great importance to this country; and

WHEREAS, Education in our form of Government is a matter of local concern and operation, and is not conducted on a national basis; and

WHEREAS, It is therefore desirable that the members of the various State Governments in this country acquire first hand knowledge of the Russian educational system whenever it is feasible and practical to do so; and

WHEREAS, The National Education Association and other professional educators' associations are sponsoring a tour of Russia, beginning on October 3, 1959, at New York City, and ending on November 3, 1959, at the same point, and such tour has been arranged for a cost per member greatly less than that which would be incurred by private travel.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The President Pro Tempore of the State Senate is hereby authorized to appoint a Committee of one (1) member of the Oklahoma State Senate to participate in the tour previ-

ously referred to in this Resolution, and to report thereon to the Senate of the Twenty-eighth Session of the Oklahoma Legislature.

SECTION 2. The sum of One Thousand Nine Hundred Fifty Dollars (\$1,950.00) is hereby apportioned and set aside, from funds appropriated to the Oklahoma State Senate, for the purpose of paying said Committee's expenses incurred for the tour referred to in this Resolution. Such allocation shall be effective at and after the passage of this Resolution, and pre-payments or deposits therefrom, for the purposes stated herein, are hereby authorized.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SBs 108, 119, 225, 234, 246, 274 and 126, as amended.

HAs to SB 108 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 108, Page 1, by adding "WATKINS" of the House as Coauthor of the Bill.

AMENDMENT NO. 2. Amend Engrossed Senate Bill No. 108, Page 1, Line 1 of TITLE, by adding after the word "APPLICATORS" and before the word "OF" the following: "AND APPLICATIONS" and Line 7 of TITLE, by adding after the word "APPLICATORS" and after the semicolon following that word, and before the word "AND" the following: "DEFICIENT SAMPLES SHALL BE CONSIDERED PRIMA FACIE EVIDENCE FOR REVOCATION OF LICENSE OR PROSECUTION."

AMENDMENT NO. 3. Page 1, SECTION 1, Line 26, amend by adding after the comma following the word "pesticides" and before the word "but" the following: "and further guaranteeing that the applicant will faithfully perform any and all contracts into which he enters."

AMENDMENT NO. 4. Page 1, Line

32 add a new SECTION 2 as follows: "The State Board of Agriculture shall have the authority to set standards and procure samples of spraying and dusting materials after they have been mixed in order to determine the concentration of the mixture. Samples found deficient shall be considered in violation of this Act and will be prima facie evidence for revocation of applicator's permit or prosecution in County Court," and renumber the following SECTION.

HAs to SB 119 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 119, Page 2, SECTION 4, Lines 20, 21, and 22, after the word "university" and before the word "and" strike the remainder of line 20, all of line 21 and through the word "surveying", on line 22.

AMENDMENT NO. 2. Page 3, SECTION 9, Line 14, strike entire SECTION 9, and substitute the following:

"SECTION 9. The following shall be exempt from the provisions of this Act:

(1) A person practicing land surveying solely in the capacity of, or officer or employee of, the United States or State of Oklahoma or any civil subdivision thereof.

(2) Registered professional engineers.

(3) A person practicing land surveying solely as an employee or subordinate of a licensed land surveyor, or registered professional engineer, or person whose surveying work is under the direct supervision of a licensed land surveyor or registered professional engineer, and who is not directly responsible for the plans, survey or description of the work being done.

(4) A person practicing land surveying for himself or as an employee of another person, partnership or corporation but who does not offer his services to the public as a land surveyor."

AMENDMENT NO. 3. Amend Page 3, SECTION 10, Lines 32 through 35 by striking all of Subsection (2) of SECTION 10, and renumbering the following Subsection.

AMENDMENT NO. 4. Amend Page 4, SECTION 14, Line 34, by adding after the word "surveyor" and before the word "by," the following: "or registered professional engineer".

HA to **SB 225** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 225, page 1, SECTION 1, Line 9, adding after the word "County" the words "within the State of Oklahoma."

HA to **SB 234** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 234, page 1, SECTION 1, paragraph 3, line 23, by striking the comma (,) after the word "conviction" and inserting in lieu therefor a period (.), and striking the following words, to-wit: "*or moved for a new trial.*"

HAs to **SB 246** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 246, by adding the following House Members as co-authors: "McCUNE, RENEAU and BAGGETT."

AMENDMENT NO. 2. Page 1, by striking the TITLE, ENACTING CLAUSE and SECTIONS 1, 2, 3 and 4 and substitute in lieu therefor the following:

"AN ACT RELATING TO TAXATION; AMENDING TITLE 68, SECTION 863, O. S. 1951, AS AMENDED, WHICH SECTION PROVIDES A BASIS FOR THE RECOGNITION OF GAIN OR LOSS ON THE SALE OR EXCHANGE OF PROPERTY, BY AMENDING PARAGRAPH 3 OF SUBSECTION (a) OF SUCH SECTION, WHICH PARAGRAPH PROVIDES

FOR THE BASIS OF PROPERTY RECEIVED BY BEQUEST, DEVISE OR DESCENT: AMENDING SUBSECTION (d) OF SECTION 876, TITLE 68, O. S. 1951 AS AMENDED, WHICH PROVIDES AN OPTIONAL METHOD OF COMPUTING THE TAX IN THE CASE OF CERTAIN INDIVIDUALS BY REPEALING THE STATUTORY TABLE AND PROVIDING FOR THE PREPARATION OF TABLES BY THE OKLAHOMA TAX COMMISSION; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 1. Section 883, Title 68, O. S. 1951, as amended be and is hereby amended to read as follows:

(a) For the purpose of ascertaining the gain derived, or loss sustained, from the sale or other disposition of property, real, personal, or mixed, the basis shall be the cost thereof, except:

(1) In the case of property which is, or should be included in an inventory, the basis shall be the last inventory value thereof;

(2) In the case of property acquired by gift, or pursuant to transfer in trust, the basis shall be the same as it would be in the hands of the donor or last preceding owner by whom it was not acquired by gift and who paid an adequate consideration in money or money's worth, except that for the purpose of determining loss the basis shall be the basis so determined, or the fair market value of the property at the time of the gift, whichever is lower;

(3) In the case of property acquired by bequest, devise or descent, the basis shall be the fair market value thereof when acquired; *except property such as accounts receivable, livestock and farm products raised for sale, which in the hands of the decedent represented unrealized income shall retain the same character and the same basis as if in*

the hands of the decedent. If the estate from which the bequest, devise or devolution is taken is subject to an Oklahoma estate tax, the value placed upon the property in the Commission's order assessing estate taxes shall constitute the basis for determining gain or loss.

(4) In the case of property acquired by a partnership and the basis is not otherwise determined under any other provision of this Section, then the basis shall be the same as it would be in the hands of the transferor, increased in the amount of gain or decreased in the amount of loss recognized to the transferor upon such transfer under the law applicable to the year in which the transfer was made. If the property was distributed in kind by a partnership to any partner, the basis of such property in the hands of the partner shall be such part of the basis in his hands of his partnership interest as is properly allocable to such property.

(b) In the case of property acquired prior to January 1, 1931, and disposed of thereafter:

(1) No profit shall be deemed to have been derived, if either the cost (or other basis as provided in Subsection (a) of this Section) or fair market value on January 1, 1931, exceeds the value realized;

(2) No loss shall be deemed to have been sustained if either the cost (or other basis as provided in Subsection (a) of this Section) or fair market on January 1, 1931, is less than the value realized;

(3) Where both the cost (or other basis as provided in Subsection (a) of this Section) and the fair market value on January 1, 1931, are less than the value realized, the basis for computing profit shall be the cost (or other basis as provided in Subsection (a) of this Section) or other fair market value on January 1, 1931, whichever is higher; and

(4) Where both the cost (or other

basis as provided in Subsection (a) of this Section) and the fair market value on January 1, 1931, are in excess of the value realized, the basis for computing loss shall be the cost (or other basis as provided in Subsection (a) of this Section) or the fair market value on January 1, 1931, whichever is lower.

(c) In computing the amount of gain or loss under Subsections (a) or (b):

(1) Proper adjustment shall be made for any expenditure, receipt, loss or other item, properly chargeable to capital account; and

(2) The basis shall be diminished by the amount of the deductions in respect of such property, for exhaustion, wear and tear, obsolescence, amortization and depletion, which, since the acquisition of the property, have been (a) allowed (but not less than the amount allowable) under this Act or prior income tax laws, and (b) sustained from the date of acquisition to January 1, 1931, and during such other periods as the property was located outside the State of Oklahoma; provided, however, that in case of depletion the diminution shall not exceed the cost or other basis of the property, adjusted as provided in paragraph (1) of this Subsection; and

(3) In the case of stock in corporations, the basis shall be further diminished by the amount of distributions previously made in respect of such stock, which were applicable in reduction of basis.

(d) (1) The amount realized from the sale or other disposition of property shall be the sum of any money received, plus the fair market value of the property (other than money) received; and the taxable gain or deductible loss shall be the difference between such amount and the basis provided in Subsection (a) and (b) adjusted as provided in Subsection (c).

(2) In the case of an individual the

following percentages of the gain or loss recognized upon the sale or other disposition of a capital asset (computed under the provisions of Subsection (a) adjusted as provided in Subsection (c)) shall be taken into account in computing net income:

One hundred per centum (100%) if the capital asset has been held for not more than eighteen (18) months;

Sixty-six and two-thirds per centum (66 2/3%) if the capital asset has been held for more than eighteen (18) months but not for more than twenty-four (24) months;

Fifty per centum (50%) if the capital asset has been held for more than twenty-four (24) months.

Provided that, in the case of property acquired prior to January 1, 1931, and disposed of thereafter, the individual may at his option report the gain thereon under the provisions of this Subsection or Subsection (b). Provided further that, in the case of a loss, the amount allowable shall be that computed under the provision of this Subsection or Subsection (b), whichever is lower.

(e) Upon the sale or exchange of property, the entire amount of the gain or loss (except as provided in paragraph (2) of Subsection (d) of this Section) shall be recognized, except in the case of reorganization, merger, consolidation, liquidation of a wholly owned subsidiary corporation, or the organization of a corporation, the stock or securities received shall be considered to take the place of property transferred, and no gain or loss shall be deemed to arise therefrom, if immediately after the exchange the same person or persons are in control of the corporation, and the stock or securities received by each is substantially in proportion to his interest in the property prior to the exchange. In the case of any tax free reorganization, merger, con-

solidation, liquidation of a wholly owned subsidiary corporation, or organization of a corporation, as herein provided, the basis for determining profit or loss upon the sale or disposition of the property shall be the same in the hands of the transferee as it was in the hands of the transferor.

(f) The basis upon which exhaustion, wear and tear, and obsolescence are to be allowed in respect of any property shall be the same as that provided in this Section, for the purpose of determining the gain or loss from the sale or other disposition of such property.

(g) When property other than cash is distributed by a corporation in payment of a dividend other than a dividend or distribution in liquidation, the profit or loss that arises in so disposing of such property shall be that of the corporation and shall be measured by the difference between the fair market value of such property at the time of such disposition and the cost, or other basis as provided in this Section.

(h) Amounts distributed in complete liquidation of a corporation shall be treated as in full payment in exchange for the stock, and amounts distributed in partial liquidation of a corporation, shall be treated as in part or full payment in exchange for the stock. The gain or loss to the distributee resulting from such exchange shall be determined under the provisions of this Section.

(i) If any distribution (not in partial or complete liquidation) made by a corporation to its shareholders is not a dividend, then the amount of such distribution shall be applied against and reduce the cost or other basis of the stock provided in this Section, and if in excess of such basis, such excess shall be taxable in the same manner as a gain from the sale or exchange of property.

(j) The amount actually distributed or made available to any distributee by any Employee's Trust as referred to in Section 884 (D) (5), shall be taxable to him in the year in which so distributed or made available under Section 878 (b) (2) as if it were an annuity the consideration for which is the amount contributed by the employee, except that if the total distributions payable with respect to any employee are paid to the distributee within one (1) taxable year of the distributee on account of the employee's separation from the service, the amount of such distribution to the extent exceeding the amounts contributed by the employee shall be considered a gain from the sale or other disposition of a capital asset held for more than twenty-four (24) months.

(k) The gain realized upon the sale or exchange of property used by the taxpayer as his principal residence, on or after January 1, 1953, shall be recognized only to the following extent:

(1) In the case of sale, to the extent that the selling price exceeds the purchase price of another residence in this State and used by the taxpayer as his principal residence and which new residence is acquired not more than twelve (12) months preceding or twelve (12) months after the date of such sale, or to the extent of the cost properly chargeable to capital account expended within eighteen (18) months from the date of such sale in the construction of a new residence in this State to be used as the principal residence of the taxpayer;

(2) In the case of an exchange of a personal residence for a new residence in this State to be used as the principal residence of the taxpayer, only to the extent that the selling or exchange price of the old residence exceeds the cost or exchange price of the new residence;

(3) If the taxpayer during the period herein provided purchases or acquires

more than one residence which is used by him as his principal residence within one (1) year after the date of sale of the old residence, only the last of such residences so used by him after the date of such sale shall constitute the new residence;

(4) The provisions of this Subsection will not relieve any taxpayer of the necessity of scheduling in his return for the taxable year in which a sale or exchange may be made, showing a description of the property sold, or exchanged, the cost or other basis thereof, date acquired, date of sale and the amount received. If the taxpayer intends to acquire a new residence in this State after the close of the taxable year but within the time herein provided, it shall be so shown in his return and he shall, at the time of the expiration provided, file with the Commission the legal description and cost of any new residence acquired and used by the taxpayer as his principal residence.

(5) The basis of any residence acquired shall be the cost thereof reduced by such portion of the unrecognized gain upon the sale or exchange of the taxpayer's old residence under the provisions of this Subsection.

(1) A person who regularly sells or otherwise disposes of personal property on the installment plan may return as income therefrom in any taxable year that proportion of the installment payments actually received in that year which the gross profit realized, or to be realized when payment is completed, bears to the total contract price.

In the case (1) of a casual sale or other casual disposition of personal property (other than property of a kind which would properly be included in the inventory of the taxpayer if on hand at the close of the taxable year), for a price exceeding One Thousand Dollars (\$1,000.00), or

(2) of a sale or other disposition of real property, if in either case the ini-

tial payments do not exceed thirty per centum (30%) of the selling price, the income may, under regulations prescribed by the Oklahoma Tax Commission, be returned on the basis and in the manner above prescribed in this subsection. As used in this Subsection the term "initial payments" means the payments received in cash or property, other than evidences of indebtedness of the purchaser during the taxable period in which the sale or other disposition is made. Provided, however, there shall be accrued in the final return of any deceased individual the balance of the gain as of the date of death.

(m) (a) The gains and losses upon the sale of livestock, other than poultry, regardless of age, held by the taxpayer for draft, dairy, or breeding purposes, and held by him for twelve (12) months or more from the date of acquisition shall be computed on the basis provided by Subsection (d), (1) of this Section (§883). If the gains from such sales exceed the losses, only fifty per centum (50%) of the excess thereof shall be taken into account in computing net income. If the losses from such sales exceed the gains, one hundred per centum (100%) of the excess thereof shall be taken into account in computing net income.

(b) The provisions of this Act shall apply only to the sale or other disposition of livestock made subsequent to December 31, 1956.

(n) (1) In the case of sale of livestock composing a foundation herd, which livestock had for a period of not less than twelve (12) months been continuously located within an area which at the time of sale was within a drought disaster area, the gain realized thereon shall be considered a gain on the sale or other disposition of capital asset held for more than twenty-four (24) months.

(2) If within a period of twelve (12) months from the date of termination of the drought disaster area in which the livestock was located, all or a por-

tion of the proceeds received from such sale shall be reinvested in livestock to form another foundation herd consisting of livestock of a sex, grade and quality similar to that sold, to be located and kept at the situs of the original herd, an amended return for the year in which the sale occurred may be filed excluding the proceeds of such sale to the extent reinvested in the new foundation herd. The basis of the new herd shall be the cost thereof reduced by the unrecognized gain reflected by the amended return.

(3) "Foundation herd" as used in this Subsection shall mean bulls, cows, heifers, heifer calves, rams, ewes, ewe lambs, boars, sows or sow pigs used or intended to be used for breeding purposes in the maintenance and development of a herd of livestock.

(4) "Drought disaster area" as used in this Subsection shall mean any area which has been designated as such by the Secretary of Agriculture of the United States Department of Agriculture.

(5) The provisions of this Act shall apply to all sales affected by this Subsection on or after January 1, 1957.

(o) (1) If a gain as defined by Subsection (e) of this Section is the result of property involuntarily converted after January 1, 1959, due to its destruction in whole or in part, theft, seizure, or requisition or condemnation or threat or imminence thereof, and the property is replaced by the purchase of other property similar or related in service or use to the property so converted, or not less than eighty per centum (80%) of the stock of a corporation owning such similar property, and such acquisition is made within one (1) year after the close of the taxable year in which any part of the gain upon conversion is first realized, shall at the election of the taxpayer, be recognized in the following manner:

(A) If the property is replaced dur-

ing the taxable year, the recognized gain shall be limited to that portion of the proceeds not so reinvested, or;

(B) If the property is not replaced within the taxable year, the entire gain shall be recognized, but if during the year following the close of the taxable year such reinvestment is made, then an amended return may be filed by the taxpayer limiting the recognized gain as provided by paragraph (A).

(2) The provisions of this Subsection shall apply only when the property is replaced with property having a taxable situs in this State.

(3) For purposes of this Subsection, if property lying within an irrigation project is sold or otherwise disposed of in order to conform to the acreage limitation provisions of federal reclamation laws, such sale or disposition shall be treated as an involuntary conversion to which this Subsection applies.

(4) For purposes of this Subsection, if livestock are destroyed by or on account of disease, or are sold or exchanged because of disease, such destruction or such sale or exchange shall be treated as an involuntary conversion to which this Subsection applies.

(5) The basis of property acquired through replacement under the provisions of this Subsection shall be the cost thereof reduced by the unrecognized gain on the sale of the converted property.

SECTION 2. Subsection (d) of Section 876, Title 68, O. S. 1951 as amended, be and is hereby amended to read as follows:

(d) (1) In the case of persons married and living together at the close of their taxable year including the year in which occurs the death of either spouse, where such taxable year covers the same period, such individuals may at their option file a joint return and when such option is exercised, the combined tax shall be twice the tax de-

termined if the net income and applicable credits against net income were reduced by one-half the liability for the payment of the tax thus determined shall be joint and several;

(2) In the case of individuals whose income consists solely of wages, salaries, interest and dividends, in lieu of the tax computed under the provisions of Subsection (b) or of Subsection (d) (1) of this Section, there shall be imposed, collected and paid for each taxable year, upon the net income of each individual other than a married person and whose gross income from all sources is not more than Five Thousand Dollars (\$5,000.00); and upon the combined net income of persons married and living together at the close of their taxable year including the year in which occurs the death of either spouse and where the taxable year of each spouse covers the same period and the combined gross income from all sources is not more than Ten Thousand Dollars (\$10,000.00); provided that there is an election to pay the tax imposed by this Subsection and the entire gross income from all sources regardless of situs is used; the tax shown in a table or tables which shall be prepared by the Oklahoma Tax Commission, which table or tables shall show the approximate tax as would otherwise be computed by allowing the applicable Federal income tax and the standard deduction provided by Section 880 (k).

SECTION 3. The provision of this Act shall apply retroactively to January 1, 1959.

SECTION 4. The provisions of this Act are severable, and if any part or provision hereof shall be void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions 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.

HA to SB 126 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 126, page 1, Section 1, Lines 16, 17 and 18, after the word "receive" strike the remainder of line 16 and all of 17 and 18 and insert in lieu thereof the following:

"A per diem allowance of Fifteen Dollars (\$15.00) per day for each day he is in actual attendance at meetings of the Board, plus actual and necessary travel and subsistence expenses incurred in the performance of official duties."

HAs to SB 274 read as follows, rejected upon motion of Senator Hope, conference requested, and bill referred to General Conference Committee on Appropriations:

AMENDMENT NO. 1. Strike all of said TITLE of Engrossed Senate Bill No. 274, and in lieu therefor insert the following:

"AN ACT MAKING APPROPRIATIONS TO THE OKLAHOMA ALCOHOLIC BEVERAGE CONTROL BOARD; EMERGENCY; AMENDED FOR CONFERENCE."

AMENDMENT NO. 2. Amend Page 1, SECTION 2, Line 31, strike the figure "25" to read "12".
and

Page 1, SECTION 2, Line 31, striking the figures "\$4,200.00" found in each of the two columns on said line and inserting in lieu thereof the figures: "\$6,000.00."

AMENDMENT NO. 3. Page 1, SECTION 2, Lines 32, 34 and 35, changing the figures "\$4,600.00" found in each of the two columns on line 32, to read "\$6,000.00" and, change the figures "\$3,900.00" found in each of the two columns on line 34 to read "\$4,000.00," and by changing the figure "6" on line

35 to read "5", and Page 1, Line 36, strike all of SECTION 3, and renumber remaining SECTIONS.

Senator Cartwright (Bryan) asked to be recorded present, which was the order.

GENERAL ORDER

HB 884, by Rogers, was read and considered.

Senator Miskovsky moved to amend HB 884, line 9, page 5, (Chapter 2b, Title 10, Page 23, Oklahoma Session Laws, 1957, 10 O. S. Supp. 1957 § 60.7) by adding a new Section to be known as Section 3 (Section 3 as presently set out will become Section 4), and amending the title to conform with this amendment: "SECTION 3. Where a parent has been adjudged guilty of cruelty or extreme cruelty or gross neglect of duty and divorced or judicially deprived of the custody of a child on account of such cruelty or extreme cruelty or gross neglect of duty, or where a parent has wilfully failed, refused or neglected to contribute to the support of his child, for a period of one (1) year next preceding the filing of a petition for adoption of such child, whether said divorced parent has been granted visitation or custody rights by divorce decree or not, it shall not be necessary to procure the consent of such parent to the adoption of said child."

Senator Wilson (Beckham), asked unanimous consent that the Miskovsky amendment be amended by changing the words and figures "one (1) year," to the words and figures "two (2) years." which by unanimous consent he withdrew.

By unanimous consent, upon request of Senator Wilson (Beckham) further consideration of HB 884 was temporarily deferred.

GENERAL ORDER

HB 786, by Foster, was read and considered.

Senator Cartwright (Seminole), asked

to be recorded present, which was the order.

Senator King moved to amend **HB 786**, line 2, page 3, by adding after the word, "District," in line 2, the following: "to another District in the same county."

Senator Trent moved to table the King amendment, which motion failed of adoption.

The vote occurring on the King amendment, it was declared failed of adoption.

Upon motion of Senator Trent, **HB 786** was advanced to engrossment.

Senator Trent asked unanimous consent that the rules of the Senate be suspended, and that **HB 786** be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 786 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Berrong, Breeden, Cartwright (Seminole), Cobb, Dacus, Easterly, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—26.

Nay: Allen, Baldwin, Cartwright (Bryan), Collins, Fine, King, McColgen, Mahan, Shoemake, Walker.—10.

Excused: Carrier, Hall, Herndon, Pitcher.—4.

Not Voting: Bailey, Boecher, Cowden, Field.—4.

The bill was declared passed.

HB 786 was properly signed and ordered returned to Honorable House.

Upon motion of Senator Wilson (Beckham) the Senate recessed to meet at 1:30 p.m.

The Senate reassembled, with President Pro Tempore Garvin presiding.

Senator Walker raised the question of No Quorum, and upon roll call being ordered the President Pro Tempore declared a quorum present.

Senators Pitcher and Herndon asked to be recorded present, which was the order.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SJR 23** and referral of the Resolution to the General Conference Committee on Appropriations.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 819 correctly engrossed.

SJR 31 and **SBs 33, 44, 48, 118, 164, 207, 237** and **287** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 819** were properly signed and ordered returned to the Honorable House.

Enrolled **SJR 31** and Enrolled **SBs 33, 44, 48, 118, 164, 207, 237** and **287**, after fourth reading, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 854, by Shoemake and Watkins, was read and considered.

Senator Harris moved to amend **HB 854**, line 5, page 3, by striking all the present Sub-section (c) and inserting in lieu thereof: "(c). During any fiscal year in which Federal funds are available under the Federal Airport Program for the development or improvement of a State, county or city owned or controlled airstrip, the Board of County Commissioners shall be prohibited from performing any construction or major repair work upon such airstrip unless and until such Federal funds have been

made available for such purpose," which amendment was declared adopted.

By unanimous consent, upon request of Senator Harris, further consideration of **HB 854** was temporarily deferred.

PENDING CONSIDERATION

HCR 557 was taken up for consideration.

Senators Hamilton, McColgin, Field, Baldwin, Cobb, King, Allen, Dacus, Berrong, Walker and Grantham asked to be made co-authors of **HCR 557**, which was the order.

HCR 557, as co-authored, was read at length as follows, and adopted upon motion of Senator Collins:

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 557—By Arrington and Sparks of the House and Collins, Hamilton, McColgin, Field, Baldwin, Cobb, King, Allen, Dacus, Berrong, Walker and Grantham of the Senate.

A CONCURRENT RESOLUTION APPLAUDING AND COMMENDING OKLAHOMA STATE UNIVERSITY FOR ITS 1959 CHAMPIONSHIP ATHLETIC SEASON.

WHEREAS, Oklahoma State University, long heralded for its many outstanding athletic accomplishments, in this year of 1959 rose to a new sporting summit in collegiate activities by winning the National Baseball Championship and the National Wrestling Championship; and

WHEREAS, This great University although the "baby-member" of the Big Eight Conference carried away the 1959 championship honors of that conference in wrestling, tennis, golf and baseball; and

WHEREAS, Such superior display of athletic prowess has won the admiration of the Nation and quickened the pride of Oklahoma citizens and thusly is most deserving of official recognition by this Legislature.

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

SECTION 1. That we hereby do officially applaud and commend Oklahoma State University and its victorious athletic teams for its 1959 National Championship Baseball and Wrestling teams and its 1959 Big Eight Championship Baseball, Tennis, Golf and Wrestling teams.

SECTION 2. That duly certified copies of this Resolution be sent to Dr. Oliver S. Willham, President of Oklahoma State University, and to Mr. Hank Iba, Director of Athletics.

HCR 557, as co-authored, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 889, by Buckler, was read and considered.

Senator Allen asked to be made principal Senate author of **HB 889**, following which Senator Dacus asked to be made a co-author, which was the order.

Senator Grantham moved to amend **HB 889**, line 3½, page 2, by adding after the figure, 1,000.00 and before Section 2 a new numbered Section 2 to read as follows: "Section 2. No provision of this Act shall be interpreted to prevent any person who is now serving as a Sanitarian for a town or city from continuing to serve in said capacity," and by renumbering succeeding sections, which amendment was declared adopted.

Senator Allen moved that **HB 889**, as amended, be advanced to engrossment.

Senator Ritzhaupt, as a substitute, moved that further consideration of **HB 889** be indefinitely postponed, which motion prevailed.

Senator Baldwin asked to be shown excused until such time as he returns to the Chamber, which was the order.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 40** was read:

TO THE HONORABLE PRESIDENT OF THE SENATE
AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 40 and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO THE PUBLIC SCHOOLS OF OKLAHOMA; AMENDING 70 O. S. 1951 § 18-4, SUBDIVISION 1, PARAGRAPH c., AS AMENDED, AND 70 O. S. 1951 § 18-5, AS AMENDED; FIXING TEACHER SALARY SCHEDULES AND REQUIREMENTS FOR BASIC AID AND OPERATIONAL AID FOR STATE AID PURPOSES; PROVIDING FOR SUPPORT AND MAINTENANCE OF PUBLIC SCHOOLS; MAKING NONFISCAL APPROPRIATIONS FOR PAYMENT OF STATE AID AND FOR TEXTBOOKS AND FOR SPECIAL EDUCATION, AND FOR EXPENSES OF ADMINISTRATION; PROVIDING FOR APPOINTMENT AND COMPENSATION OF EMPLOYEES; FIXING EFFECTIVE DATE OF CERTAIN PROVISIONS OF ACT; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 40, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 40

—By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE STATE BOARD OF EDUCATION FOR OPERATION AND MAINTENANCE OF PUBLIC SCHOOLS IN THE STATE OF OKLAHOMA; STATING METHOD OF APPOINTMENT AND DISBURSEMENT; PROVIDING FOR APPOINTMENT AND COMPENSATION OF EMPLOYEES; APPROPRIATING AMOUNT TO BE EXPENDED FOR TEXTBOOKS; MAKING APPROPRIATION FOR PHYSICALLY AND MENTALLY HANDICAPPED CHILDREN; MAKING THE APPROPRIATION NONFISCAL; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the State Board of Education from any monies in the State Treasury to the credit of the funds herein indicated, the sum of Forty-three Million Eight Hundred Thirty Thousand Dollars (\$43,830,000.00) for the fiscal year ending June 30, 1960, and the sum of Thirty-three Million Three Hundred Thirty Thousand Dollars (\$33,330,000.00) for the fiscal year ending June 30, 1961, for the support and maintenance of Public Schools in the State of Oklahoma, to be apportioned and disbursed by the State Board of Education pursuant to the terms of Title 70, Chapter 1A, Article 18, and Title 70, Chapter 1A, Article 13, Section 8A, O.S. 1957 Supplement, Oklahoma School Code, provided, that not to exceed Five Hundred Thousand Dollars (\$500,000.00) shall be used annually to finance the terms of Title 70, Chapter 1A, Article 13, Section 8A. The amounts appropriated for each fiscal year are hereby appropriated from the following funds:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
General Revenue Fund -----	\$36,471,445.15	\$33,330,000.00
From any monies accruing to the credit of the Emergency Appropriation Fund in the State Treasury during the fiscal year ending June 30, 1960 -----	7,358,554.85	
Total -----	\$43,830,000.00	\$33,330,000.00

SECTION 2. There is hereby appropriated to the State Board of Education, for the payment of State Aid to school districts for the fiscal year ending June 30, 1959, the sum of Five Hundred Thousand Dollars (\$500,000.00) from any monies accruing to the credit of the Emergency Appropriation Fund in the State Treasury during the fiscal year ending June 30, 1959; and any unexpended balance thereof is hereby appropriated for the purposes set forth in Section 1 of this Act for the fiscal year ending June 30, 1960.

SECTION 3. There is hereby appropriated to the State Board of Education, the following amounts from the funds indicated in the State Treasury, for the Textbook Program provided by Title 70, Article 16, O.S. 1951, as amended by the Twenty-seventh Oklahoma Legislature. This appropriation shall include Three Dollars (\$3.00) per pupil enrolled the preceding year.

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Emergency Appropriation Fund for Fiscal Year Ending June 30, 1959 -----	\$ 1,102,434.87	\$ 1,000,000.00
General Revenue Fund for Fiscal Year Ending June 30, 1960 -----	457,565.13	
General Revenue Fund for Fiscal Year Ending June 30, 1961 -----		560,000.00
Total -----	\$ 1,560,000.00	\$ 1,560,000.00

SECTION 4. The funds appropriated by Section 1 of this Act shall be apportioned and disbursed pursuant to Title 70, Chapter 1A, Article 18, Oklahoma Statutes 1957 Supplement, Oklahoma School Code. Not to exceed Two Hundred Fifty Thousand Dollars (\$250,000.00) of the funds appropriated by Section 1 of this Act shall be used by the State Board of Education during each fiscal year to defray all expenses of administration.

SECTION 5. The State Board of Education shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the State Board of Education pursuant to Title 70, Chapter 1A, Oklahoma Statutes 1957 Supplement, in connection with the support and maintenance of public schools, and shall incur other necessary expenses, payable from the appropriations made by Section 1 of this Act.

SECTION 6. There is hereby appropriated to the State Board of Education, from any monies accruing to the General Revenue Fund in the State Treasury, for the purpose of carrying out the provisions of Title 70, Article 13, Section 8, Paragraph (c) through Paragraph (j), Oklahoma Statutes 1957 Supplement, pertaining to special education, the following amounts for the fiscal years indicated:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
--	--	--

Physically and Mentally Handicapped Children	--\$ 110,000.00	\$ 110,000.00
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SECTION 7. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

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.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Green
Chairman	Arrington
Bailey	Bullard
Baldwin	Fuller
Boecher	Garrison
Breden	Hurst
Cowden	Larason
Dacus	Levergood
Grantham	Nance
King	Reneau
Hamilton	Roberts
Pazoureck	Sparger
Shoemake	Williams
Tips	(Murray)
Trent	

Senator Hope moved the adoption of the Conference Committee Report on **SB 40**.

Senator Fine moved that the Senate refuse to adopt the Conference Committee Report, request further Conference and instruct Senate Conferees that they be morally bound to insert the following: By amending the Committee Substitute for **SB 40**, line 3, page 8, by inserting after the word and figure, "SECTION 9," and before the word, "The," the following: "In the event that revenues accruing to the State during a fiscal year

are insufficient to finance appropriations made by the Legislature for that year, the reduction applied to any appropriation made by this Act shall not be greater than a percentage which will equal the ratio that the total of the appropriations made by this Act bear to the total of all appropriations made by the Legislature for the fiscal year involved; and the State Budget Officer shall calculate the correct pro rata reduction for each appropriation made by the Legislature, so as to comply with Article X, Section 23 of the Oklahoma Constitution, before *any* appropriation to finance a function of State Government is reduced because of insufficient revenues," and by renumbering the present Section 9 as Section 10 and the present Section 10 as Section 11, and by amending the Title of this Act to conform to this amendment."

Senator Hope moved to table the Fine motion, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Berrong, Boecher, Cartwright (Bryan), Cowden, Dacus, Easterly, Garvin, Grantham, Harris, Hope, Kerr, King, Land, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Tips, Wilson (Beckham). —23.

Nay: Allen, Breden, Cartwright (Seminole), Cobb, Collins, Field, Fine, Hamilton, Herndon, McClendon, McColgin, McSpadden, Mahan, Ritzhaupt, Stipe, Trent, Walker, Wilson (Greer). —18.

Excused: Baldwin, Carrier, Hall.—3.

The vote occurring on the Hope motion, it was declared adopted.

SB 40, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Baldwin, Carrier, Hall.—3.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—41.

Excused: Baldwin, Carrier, Hall.—3.

The emergency was declared passed.

SB 40, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **SBs 33, 51, 71, 93, 103, 214, 28, 39, 52, 62, 65, 129, 138, 249 and 313.**

The above numbered Enrolled Bills were referred to the Governor for consideration.

RESOLUTIONS

By unanimous consent, **SR 67** was introduced by Senators Bailey, Wilson (Beckham) and Payne, following which

Senators Collins, King, Stipe, Trent, Kerr, Field, Allen, Mahan, Pazoureck, Tipps, Cartwright (Seminole), Miskovsky, Boecher, Ritzhaupt, Grantham, Harris, Fine, Land, Morford, Wilson (Greer), Easterly, Herndon, McColgin, Hamilton, Pitcher, Garvin, Cowden, Cobb, McClendon, Shoemake, Walker and Sandlin asked to be made co-authors, which was the order.

SR 67, as co-authored, was read at length as follows, adopted upon motion of Senator Bailey and referred for enrollment:

SENATE RESOLUTION NO. 67—By Bailey, Wilson (Beckham), Payne, Collins, King, Stipe, Trent, Kerr, Field, Allen, Mahan, Pazoureck, Tipps, Cartwright (Seminole), Miskovsky, Boecher, Ritzhaupt, Grantham, Harris, Fine, Land, Morford, Wilson (Greer), Easterly, Herndon, McColgin, Hamilton, Pitcher, Garvin, Cowden, Cobb, McClendon, Shoemake, Walker and Sandlin.

A RESOLUTION COMMENDING THE HONORABLE HERBERT HOPE FOR HIS DISTINGUISHED SERVICES TO THE PEOPLE OF THE STATE OF OKLAHOMA.

WHEREAS, The Honorable Herbert Hope is presently serving in his sixth session as a member of the Oklahoma State Senate, having been first elected to the Twenty-second Oklahoma Senate, after having served in the 1939 and 1941 House of Representatives; and

WHEREAS, This illustrious legislative career was interrupted during the disaster years of 1941 through 1946 while Senator Hope served his country honorably and ably as an officer in the United States Army; and

WHEREAS, The high degree of respect and extreme capabilities of this distinguished State Senator have resulted in his having been selected by legislative leaders to serve during the past four (4) sessions of the Legislature as Chairman of the very important Senate Committee on Appropriations and Bud-

get and as co-chairman of the Joint Conference Committee on Appropriations; and

WHEREAS, This Native Son of Maysville, Oklahoma, in addition to his distinguished and illustrious career as public servant as Senator and Representative, has served his community and State in an exemplary manner as a member of the First Baptist Church of Pauls Valley, as member of the Pauls Valley Kiwanis Club, as a 32nd Degree Mason and Shriner, as a member of the Reserve Officers Association, and as 1955 State Chairman of the Mental Health Fund Drive; and

WHEREAS, It is both fitting and proper that this Body pause in the waning hours of this Legislative Session to honor a fellow-member who has served so well and in such a distinguished manner.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

That Senator Herbert Hope is in the presence of his colleagues, duly assembled, commended for his years of distinguished service as an outstanding member of the Oklahoma Legislature in which he has served so capably, and for his many noteworthy contributions to community, State and Nation.

BE IT FURTHER RESOLVED That this Resolution be spread at large on the permanent journals of the State Senate, and that a copy hereof be presented to Herbert Hope by the President Pro Tempore of the State Senate.

By unanimous consent, **SR 68** was introduced by Senators Mahan, Herndon, Cobb, McClendon, Stipe, Kerr, Trent, Wilson (Greer), Collins, McSpadden, Tipps, Easterly, Allen, Cartwright (Bryan), Shoemake, King, Hamilton, Cartwright (Seminole), Breeden, Pazoureck, Fine and Sandlin, following which Senators Walker, Dacus, Hope, Ritzhaupt, Cowden, Bailey, Harris, Gran-

tham, Land, Morford, Wilson (Beckham), Herndon, Payne, Fine, McColgin and Field asked to be made co-authors, which was the order.

SR 68, as co-authored, was read at length as follows, adopted upon motion of Senator Mahan and referred for enrollment:

SENATE RESOLUTION NO. 68—By Mahan, Herndon, Cobb, McClendon, Stipe, Kerr, Trent, Wilson (Greer), Collins, McSpadden, Tipps, Easterly, Allen, Cartwright (Bryan), Shoemake, King, Hamilton, Cartwright (Seminole), Breeden, Pazoureck, Fine, Sandlin, Walker, Dacus, Hope, Ritzhaupt, Cowden, Bailey, Harris, Grantham, Land, Morford, Wilson (Beckham), Herndon, Payne, Fine, McColgin and Field.

A RESOLUTION COMMENDING THE HONORABLE ROY J. TURNER FOR HIS OUTSTANDING PUBLIC CAREER, MANY CIVIC ACTIVITIES AND MANIFOLD CONTRIBUTIONS TO THE YOUNG FARMERS OF OUR STATE.

WHEREAS, The Honorable Roy J. Turner has throughout his public and private careers exemplified that superior and rare quality of unselfish service and devotion to his State and to its proud citizenry; and

WHEREAS, His outstanding public career was marked by his active and enlightened tenure as a member of the Oklahoma City School Board from 1939 to 1946, of which he held the office of President in the year 1945; and

WHEREAS, In the year 1946 the people elected him to the highest office in the State, where as Governor he demonstrated a conspicuous ability for administration and leadership to the extent that his term as Chief Executive is recognized as one of the most progressive four years in the history of this State; and

WHEREAS, He recently entered public service again when he accepted the

high and responsible position as Chairman of the Oklahoma State Highway Commission, for which post he is most singularly qualified; and

WHEREAS, Roy J. Turner's manifold contributions to the science of stock breeding and agriculture have been acclaimed the world over. His pure bred herefords have established their superiority from the northern reaches of Montana to the southern grass lands of Uruguay; and

WHEREAS, He was President of the American Purebred Hereford Association in 1939, 1945 and 1946 at that time and throughout the years that followed he was an energetic and active supporter of Oklahoma's farm youth throughout such organizations as the FFA and the 4-H; and

WHEREAS, It is most fitting and proper that we the duly elective members of this State Senate do now pause in recognition of the many achievements and accomplishments of this noteworthy and prominent Oklahoman.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY - SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA;

SECTION 1. That we hereby officially recognize and commend the Honorable Roy J. Turner for his outstanding public career, his many civic activities and his manifold contributions to the farm youth of this State.

SECTION 2. That we further echo the sentiments of the people of this State when we acclaim him as one of the greatest citizens and leaders Oklahoma has ever produced.

SECTION 3. That a duly certified copy of this Resolution be forwarded to the Honorable Roy J. Turner as an expression of our esteem and good will.

By unanimous consent, SR 69 was introduced by Senators Cartwright (Seminole) and Hamilton, following which Senators Walker, Dacus, Grantham,

Ritzhaupt, Mahan, Miskovsky, McSpadden, Allen and Harris asked to be made co-authors, which was the order.

SR 69, as co-authored, was read at length as follows, adopted upon motion of Senator Cartwright (Seminole) and referred for enrollment:

SENATE RESOLUTION NO. 69—By Cartwright (Seminole), Hamilton, Walker, Dacus, Grantham, Ritzhaupt, Mahan, Miskovsky, McSpadden, Allen and Harris.

A RESOLUTION PAYING TRIBUTE TO JUDGE OREL BUSBY OF ADA; AND DIRECTING DISPOSITION OF COPIES OF THIS RESOLUTION.

WHEREAS, Judge Orel Busby of Ada, Oklahoma, is to be honored by a banquet given by the Young Democrats of Oklahoma which will be attended by some of the outstanding governmental and civic leaders of this State and the Nation, and at which the principal speaker will be the Honorable Sam Rayburn; and

WHEREAS, The reason for this well-deserved tribute is Judge Busby's unique role in the creation and founding of the League of Young Democrats, since Judge Busby called the historic meeting of February 28, 1912, in Oklahoma City, at which the first chapter of the League of Young Democrats in Oklahoma and in the United States was formed, served as the first president of this first chapter, and is therefore justly entitled to the designation of "Founding Father" of the League of Young Democrats as a national, as well as State, organization; and

WHEREAS, This organization has functioned since its birth as a training ground for public servants, has imparted to some of Oklahoma's most distinguished governmental leaders those principles of good government and those basic tenets of practical political procedure which stood them in such good stead when they took their places in

the roles of leadership in their communities, their State and our Nation; and

WHEREAS, The League of Young Democrats has also created an interest in government and an awareness and familiarity with the problems of government on the part of thousands of young men and women who have not held governmental office, but participated in the League's activities, and thereby made significant contributions toward the achievement of a higher level of knowledge and political sophistication on the part of the electorate of this State and the Nation; and

WHEREAS, Judge Orel Busby not only founded this organization whose contributions to good government will continue beyond his lifetime and be of benefit to untold generations of future Oklahomans and Americans, but has also achieved through the years a position of great eminence as an attorney, jurist, and civic and governmental leader in the State of Oklahoma; and

WHEREAS, The imminence of the banquet in Judge Busby's honor makes it highly appropriate that this unusual Oklahoman, founder of the League of Young Democrats in 1912, Supreme Court Justice in 1932, and outstanding civic leader throughout his lifetime, be now honored and recognized by the Senate of the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

That Judge Orel Busby of Ada, Oklahoma, is by the State Senate now duly assembled, on behalf of the members of this Body to the people of our sovereign State, most sincerely commended for his many services and contributions to the welfare and progress of this State, and particularly for his truly historic role in the founding of the League of Young Democrats, and is

congratulated most heartily upon the other well-deserved honors and tributes to be tendered him in the near future; and

BE IT FURTHER RESOLVED That properly prepared copies of this Resolution be presented to Judge Busby and to the President of the Young Democratic Clubs of Oklahoma, organized and formerly known as the League of Young Democrats.

By unanimous consent, **SR 70** was introduced by Senators Boecher, Tipps, Allen, Herndon, Cowden, Bailey, Miskovsky, Mahan, McSpadden, Cartwright (Seminole), Pitcher and Pazoureck.

SR 70 was read at length as follows, adopted upon motion of Senator Boecher and referred for enrollment:

SENATE RESOLUTION NO. 70—By Boecher, Tipps, Cowden, Allen, Herndon, Bailey, Miskovsky, Mahan, McSpadden, Cartwright (Seminole), Pitcher and Pazoureck.

A RESOLUTION TAKING NOTE OF THE NEED BY LEGISLATORS FOR INTERIM PARKING SPACE NEAR THE STATE CAPITOL; AND REQUESTING THE STATE BOARD OF AFFAIRS TO SET ASIDE CERTAIN PARKING SPACE DURING THE LEGISLATIVE INTERIM FOR THE USE OF LEGISLATORS.

WHEREAS, the growth and increasing complexities of State Government have required continually greater time during the legislative interim to be devoted to legislative business by members of the State Senate and House of Representatives; and

WHEREAS, interim committee meetings and other interim legislative activities are conducted chiefly in or near the State Capitol at Oklahoma City; and

WHEREAS, the members of the Legislature have experienced difficulty in obtaining parking facilities in the vicinity of the State Capitol when at-

tending committee meetings and other interim legislative functions.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE OKLAHOMA LEGISLATURE:

The State Board of Public Affairs is hereby requested by the membership of the Senate of the Twenty-seventh Legislature to reserve and set aside the parking space in the oval driveway located on the North side of the State Capitol during the legislative interim for the exclusive use of members of the Legislature.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 31**, **SBs 44, 48, 118, 164, 207, 237** and **287**.

The above numbered Enrolled Bills and Resolutions were referred to the Governor for consideration.

MESSAGES FROM GOVERNOR

Advising approval by him, June 30, 1959, of Enrolled **SB 314** entitled:

ENROLLED SENATE BILL NO. 314
—By Miskovsky of the Senate and Andrews of the House.

AN ACT RELATING TO REGISTRATION OF ELECTORS IN COUNTIES OF MORE THAN THREE HUNDRED TWENTY-FIVE THOUSAND (325,000), ACCORDING TO THE 1950 OR ANY SUCCEEDING FEDERAL DECENNIAL CENSUS; PROVIDING FOR REGISTRARS-AT-LARGE WITH PERMISSIVE USE OF PRECINCT REGISTRARS; PROVIDING FOR CLERICAL ASSISTANCE FOR COUNTY REGISTRARS AND COMPENSATION FOR REGISTRARS AND ASSISTANCE; PROVIDING TIME, MANNER AND PLACE OF REGISTRATIONS, TRANSFERS, AND REINSTATEMENTS OF REGISTRATIONS; AMENDING SECTIONS 4(b), 5(a), 5(b), 5(c), 5(d), 6, 8(a), 8(f),

(1), 12, 13, 16(b), 17, 20, CHAPTER 2b, TITLE 26, O. S. L. 1953, AS AMENDED; AND AMENDING SECTION 9d OF SECTION 4, CHAPTER 4, CHAPTER 4a, TITLE 26, O. S. L. 1957; AND DECLARING AN EMERGENCY.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 772, 561, 694, 767, 848**, and **928**, and **HJR 539**.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Fine asked for consideration of his motion to reconsider the vote by which **HB 903** was passed.

Senator Breeden moved to table the Fine motion, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Boecher, Breeden, Collins, Cowden, Easterly Garvin, Grant-ham, Harris, Hope, Kerr, King, Land, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Wilson (Beckham), Wilson (Greer).—23.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Fine, Hamilton, Herndon, McClendon, McColgin, Tipps, Trent, Walker.—13.

Excused: Baldwin, Carrier, Hall.—3.

Not Voting: Berrong, Field, Mahan, Shoemake, Stipe.—5.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 903 correctly engrossed.

Engrossed **SAs** to and Engrossed **HB 903** were properly signed and ordered returned to the Honorable House.

Senator Hope presiding.

HB 674 correctly engrossed.

SR 66 and **SBs 37** and **72** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 674** were properly signed and ordered returned to the Honorable House.

Enrolled **SR 66** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 37** and **72**, after fourth reading, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HJR 543, by Cox, et al, was read and considered.

Senators Cowden, Tipps, Dacus, Boecher, Grantham, Harris, Breeden and Kerr asked to be made co-authors, which was the order.

Upon motion of Senator Cowden, **HJR 543** was advanced to engrossment.

Senator Cowden asked unanimous consent that the rules of the Senate be suspended, and that **HJR 543** be considered engrossed and placed upon third reading and final passage, which was the order.

President Pro Tempore Garvin presiding.

THIRD READING

HJR 543 was read for the third time at length.

On the question of passage of resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Cobb, Fine, McClendon, Trent.—4.

Excused: Baldwin, Carrier, Hall.—3.

Not Voting: Cartwright (Seminole), Mahan, Stipe.—3.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Nay: Cobb, Fine, McClendon, Trent.—4.

Excused: Baldwin, Carrier, Hall.—3.

Not Voting: Cartwright (Seminole), Mahan, Stipe.—3.

The emergency was declared passed.

HJR 543 was properly signed and ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HB 813**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

Referring further to **HB 854**:

Upon motion of Senator Harris, **HB 854**, as amended, was advanced to engrossment.

Senator Harris asked unanimous consent that the rules of the Senate be suspended, and that **HB 854**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

Senator Pitcher asked to be shown excused until such time as he returns to the Chamber, which was the order.

THIRD READING

HB 854 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Cobb, Fine, Hamilton, Shoemaker, Wilson (Beckham).—5.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Boecher, Cartwright (Seminole), Collins, Mahan, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Cobb, Fine, Hamilton, Shoemaker, Wilson (Beckham).—5.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Boecher, Cartwright (Seminole), Collins, Mahan, Stipe.—5.

The emergency was declared passed.

HB 854, as amended, was referred for engrossment.

GENERAL ORDER

HB 884 was considered further.

Senator Miskovsky as a substitute for his amendment previously submitted, moved to amend **HB 884**, line 9, page 5, Section 7 (Chapter 2b, Title 10, Page 23, Oklahoma Session Laws, 1957, 10 O. S. Supp. 1957, § 60.7) as follows: "SECTION 3. Where a parent has been adjudged guilty of cruelty or extreme cruelty or gross neglect of duty and divorced or judicially deprived of the

custody of a child on account of such cruelty or extreme cruelty or gross neglect of duty, or where a parent has wilfully failed, refused or neglected to contribute to the support of his child, for a period of one (1) year next preceding the filing of a petition for adoption of such child, whether said divorced parent has been granted visitation or custody rights by divorce decree or not, it shall not be necessary to procure the consent of such parent to the adoption of said child," and by renumbering Section 3 as Section 4, and by amending the title to conform herewith.

Senator Cartwright (Bryan) presiding.

The vote occurring on the Miskovsky amendment, it was declared failed of adoption.

Upon motion of Senator Miskovsky, **HB 884** was advanced to engrossment.

Senator Miskovsky asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 884** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 884 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Herndon, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: Hamilton, McClendon.—2.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cartwright (Seminole), Hope, Mahan, Morford, Shoemaker, Stipe.—6.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Harris, Herndon, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Dacus, Hamilton, McClendon, Wilson (Beckham).—4.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cartwright (Seminole), Hope, Mahan, Morford, Shoemake, Stipe.—6.

The emergency was declared passed.

HB 884 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 657, by Bond (Marshall) and Mitchell, was taken up for consideration.

Senator Cobb asked that further consideration of **HB 657** be deferred for this day, but given early consideration on tomorrow, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Hamilton, 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:

Aye: Allen, Bailey, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—35.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Berrong, Mahan, Morford, Shoemake, Wilson (Greer).—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—35.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Berrong, Mahan, Morford, Shoemake, Wilson (Greer).—5.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Senator Allen moved the Senate concur in **HAs** to **SB 108**, which motion was declared adopted.

SB 108, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Collins, Easterly, Field, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Cobb, Fine, Hamilton, McClendon, Stipe.—5.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cartwright (Seminole), Cowden, Dacus, Mahan, Morford, Shoemaker.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb, Collins, Easterly, Field, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Fine, Hamilton, Stipe.—3.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cartwright (Seminole), Cowden, Dacus, Mahan, Morford, Shoemaker.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Stipe moved to reconsider the vote by which **SB 108**, as amended, was passed.

GENERAL ORDER

HJR 540, by Poynor et al, was read and considered.

Senators Breeden and Harris asked to be made co-authors of **HJR 540**, which was the order.

Upon motion of Senator Bailey, **HJR 540** was advanced to engrossment.

Senator Bailey asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HJR 540** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 540 was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 540—By Poynor, Wolf and Baggett of the House and Breeden and Harris of the Senate.

A JOINT RESOLUTION PROPOSING AN AMENDMENT OF THE CONSTITUTION OF OKLAHOMA BY ADDING A NEW SECTION 10A OF ARTICLE X THERETO, PERMITTING AN ADDITIONAL TAX LEVY FOR COOPERATIVE COUNTY LIBRARY PURPOSES IN CERTAIN COUNTIES, AND FOR JOINT CITY-COUNTY LIBRARIES IN CERTAIN COUNTIES, UNDER CERTAIN CONDITIONS; AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of Oklahoma, said amendment to be a new section, to be numbered Section 10A of Article X thereof, as follows:

Section 10A. To provide funds for the purpose of establishing and maintaining or aiding in establishing and maintaining public libraries and library services, a special annual recurring ad valorem tax levy of not less than one (1) mill nor more than two (2) mills on the dollar of the assessed valuation of all taxable property in the county shall be levied when such levy is approved by a majority vote of the qualified electors of the county voting on the question at an election called for that purpose by the board of county commissioners, either upon its own in-

initiative or upon petition initiated by not less than ten (10) per cent of the qualified electors of the county based on the total number of votes cast at the last general election for the county office receiving the highest number of votes at such an election. This special levy shall be in addition to all other levies and when authorized shall be made each fiscal year thereafter until such authority shall be cancelled by a majority vote of the qualified electors of the county voting on the question at an election called for that purpose by the board of county commissioners upon petition initiated by not less than twenty (20) per cent of the qualified electors of the county based on the total number of votes cast at the last general election for the county office receiving the highest number of votes at such an election.

In counties having a population of less than two hundred fifty thousand (250,000), according to the most recent Federal Decennial Census, the proceeds of such levy shall be used by the county only for such public libraries and library services as are in cooperation with one or more other counties having such population of less than 250,000; and in counties having a population of more than two hundred fifty thousand (250,000), according to the most recent Federal Decennial Census, the proceeds of such levy shall be used by the county only for joint city-county public libraries and library services. Nothing herein shall prohibit other levies for public libraries and library services or the use of other public funds for such purposes. All expenditures of the proceeds of such levies shall be made in accordance with laws heretofore or hereafter enacted concerning such libraries and library services. The provisions hereof shall be self-executing.

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 Section 10A, Article X, of the Oklahoma Constitution, permitting a recurring additional tax levy of not less than one (1) or more than two (2) mills on the dollar of the value of the taxable property in the county, for public library purposes in counties of less than two hundred fifty thousand (250,000) population, in cooperation with other such counties, for public joint city-county library purposes in counties of more than two hundred fifty thousand (250,000) to be authorized or terminated at an election called by the board of county commissioners, and requiring such elections on initiative petition, be approved by the people?

YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

NO

SECTION 3. The Speaker of the House of Representatives 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 date of the run-off primary election in 1960, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cobb,

Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cartwright (Seminole), Easterly, Hope, McClendon, Mahan, Morford.—6.

The resolution was declared passed.

The question being, Shall **HJR 540**, by Poynor, Wolf and Baggett of the House and Breeden and Harris of the Senate, entitled:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF OKLAHOMA BY ADDING A NEW SECTION 10A OF ARTICLE X THERETO, PERMITTING AN ADDITIONAL TAX LEVY FOR COOPERATIVE COUNTY LIBRARY PURPOSES IN CERTAIN COUNTIES, AND FOR JOINT CITY-COUNTY LIBRARIES IN CERTAIN COUNTIES, UNDER CERTAIN CONDITIONS; AND ORDERING 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 throughout the State on the date of the Run-Off primary election in 1960, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized to be held throughout the State on the date of the Run-Off primary election in 1960, as provided in Section 1. Article 24 of the Constitution of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, Mc-

Spadden, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Boecher, Cartwright (Seminole), Herndon, Hope, Mahan, Morford.—6.

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 540 was properly signed and ordered returned to the Honorable House.

Senator Field presiding.

PENDING CONSIDERATION OF HAS

Senator Miskovsky moved that the Senate concur in **HAs** to **SB 119**.

Senator Allen, as a substitute, moved that the Senate refuse to concur in **HAs**, ask for a Conference and instruct the Senate Conferees to make **SB 119** a local bill, which motion was tabled upon motion of Senator Miskovsky.

The vote occurring on the Miskovsky motion, it was declared adopted.

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:

Aye: Bailey, Berrong, Breeden, Collins, Dacus, Easterly, Field, Garvin, Grantham, Harris, Kerr, King, Land, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Trent, Wilson (Beckham), Wilson (Greer).—23.

Nay: Allen, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cowden, Fine, Hamilton, Herndon, McClendon, McColgin, Sandlin, Stipe, Tipps.—13.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cobb, Hope, Mahan, Walker.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Nay: Allen, Boecher, Cartwright (Bryan), Cowden, Hamilton.—5.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cobb, Hope, Mahan, Walker.—4.

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 fourth reading of and returning Enrolled SBs 37 and 72.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled HBs 567, 625, 786.

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 transmitting for signature Enrolled HCR 557.

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

PENDING CONSIDERATION OF HAS

Senator Tipps moved the Senate con-

cur in **HAs** to **SB 234**, which motion prevailed.

SB 234, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Hamilton, McClendon.—2.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cobb, Collins, Herndon, Hope, Mahan, Walker.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Hamilton, McClendon.—2.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cobb, Collins, Herndon, Hope, Mahan, Walker.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Morford, the Senate concurred in **HAs** to **SB 246**.

SB 246, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cobb, Garvin, Hope, Mahan, Walker.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cobb, Garvin, Hope, Mahan, Walker.—5.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Breeden, the Senate concurred in **HAs** to **SB 225**.

SB 225, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—34.

Nay: Stipe.—1.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cobb, Hope, Mahan, Shoemake, Walker.—5.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—34.

Nay: Stipe.—1.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cobb, Hope, Mahan, Shoemake, Walker.—5.

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 121**, as amended.

HAs to **SB 121** read as follows, and concurred in upon motion of Senator Wilson (Beckham):

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 121, Page 3, SECTION 1, line 10, strike the comma

(.) after the word "package" add a period (.) and strike the following: "provided, that date may be in code."

AMENDMENT NO. 2. Page 3, SECTION 2, Line 19. by adding a new "SECTION 2" as follows and renumbering the remaining SECTIONS:

"SECTION 2. § 2. Article 2 Chapter A. Title 2. Oklahoma Session Laws 1955. page 96 is hereby amended to read as follows: It shall be unlawful and a misdemeanor for any vendor of food to offer for sale, expose for sale, sell or advertise any food item. which is customarily sold on a basis of grade, unless the official Oklahoma or Federal grade is correctly stated in unabbreviated terms and if such food item is ungraded it shall be so stated, but the provisions of this Section shall not apply to those whose food sales consist only of food produced on their own land.

It shall be unlawful and a misdemeanor to offer for sale, expose for sale or sell any food item on grade unless the full correct and unabbreviated official grade is also stated."; and Amending the TITLE to conform.

SB 121, as amended by the Honorable House, was read at length.

On question of passage of bill. as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—34.

Nay: Cobb, McClendon.—2.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cowden, Hope, Mahan, Walker.—4.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—34.

Nay: Cobb, McClendon.—2.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Cowden, Hope, Mahan, Walker.—4.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 274**, referring the bill to the General Conference Committee on Appropriations.

The Presiding Officer announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

*

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

The Senate, in open session and upon motion of Senator Berrong, advised and consented to the confirmation of the executive nomination of V. L. BROWN, of Clinton, as a member of the Board of Regents of Oklahoma Colleges, for a term effective upon confirmation and ending June 10, 1968.

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: Engrossed **SB 40**.

The above numbered Bill as amended in Conference was referred for enrollment.

GENERAL ORDER

HJR 520, by Spear and Bullard of the House and Sandlin of the Senate, as amended, was read and considered.

Upon motion of Senator Sandlin, **HJR 520**, as amended, was advanced to engrossment.

Senator Sandlin asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HJR 520**, as amended, be placed upon third reading and final passage.

THIRD READING

HJR 520 was read for the third time at length, as follows:

HOUSE JOINT RESOLUTION NO. 520 — By Spear and Bullard, of the House and Sandlin, of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A CONSTITUTIONAL AMENDMENT, ADDING ARTICLE V, 27A, TO THE CONSTITUTION, PROVIDING FOR THE LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION UNDER CERTAIN CONDITIONS, AND RESERVING THE GOVERNOR'S EXISTING RIGHT TO CALL SPECIAL SESSIONS OF THE LEGISLATURE; PROVIDING A BALLOT TITLE AND ORDERING A SPECIAL ELECTION.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of the State of Oklahoma said amendment to be numbered Article V, § 27A, as follows:

§ 27A. (1) The Legislature may be called into special session by a written call for such purposes as may be specifically set out in the call, signed by two-thirds (2/3) of the members of the House of Representatives and Senate when it is filed with the President Pro Tempore of the Senate who shall issue an order for the convening of the special session.

(2) Nothing in this amendment shall prevent the calling of a special session of the Legislature by the Governor, as is now provided by law.

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 V, § 27A to the Oklahoma Constitution, providing that the Legislature may by a written call signed by two-thirds (2/3) of the membership of each House thereof call itself into special session; and reserving the Governor's existing right to call special sessions of the Legislature, be approved by the people?

SHALL THE PROPOSED AMENDMENT BE ADOPTED?

- YES
- NO

SECTION 3. The Speaker of the House of Representatives 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 date of the next ensuing special election held throughout the State, or on the date of the next ensuing statewide primary election, whichever is earlier, 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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: King, Pazoureck.—2.

Excused: Baldwin, Carrier, Hall, Pitcher.—4.

Not Voting: Harris, Hope, Mahan.—3.

The Resolution was declared passed.

The question being, Shall **HJR 520**, by Spear and Bullard of the House and Sandlin of the Senate, as amended, entitled:

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION A CONSTITUTIONAL AMENDMENT, ADDING ARTICLE V, 27A, TO THE CONSTITUTION, PROVIDING FOR THE LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION UNDER CERTAIN CONDITIONS, AND RESERVING THE GOVERNOR'S EXISTING RIGHT TO CALL SPECIAL

SESSIONS OF THE LEGISLATURE; PROVIDING A BALLOT TITLE AND ORDERING 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 throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing statewide primary election, whichever is earlier, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized to be held throughout the State on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing statewide primary election, whichever is earlier, as provided in Section 1 of Article 24 of the Constitution of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: King, Pazoureck.—2.

Excused: Baldwin, Carrier, Hall, Pitcher.—4

Not Voting: Hope, Mahan, Morford.—3.

The President Pro Tempore, 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 an election.

HJR 520, as amended, was ordered referred for engrossment.

THIRD READING

HB 821 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—33.

Nay: Hamilton, Ritzhaupt.—2.

Excused: Baldwin, Carrier, Hall, Pitcher.—4

Not Voting: Hope, Mahan, Morford, Sandlin, Wilson (Beckham).—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Harris, Herndon, Kerr, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer).—32.

Nay: Hamilton, King, Ritzhaupt.—3.

Excused: Baldwin, Carrier, Hall, Pitcher.—4

Not Voting: Hope, Mahan, Morford, Sandlin, Wilson (Beckham).—5

The emergency was declared passed.

HB 821 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 700, by Shoemake, was read and considered.

Senator Walker asked unanimous consent, to which Senators Trent and Miskovsky objected, that further consideration of **HB 700** be deferred until tomorrow, pending preparation of an amendment to the bill.

Senator Wilson (Beckham) asked that

further consideration of **HB 700** be deferred, which was the order.

Senator Field asked that he be excused until such time as he returns to the Chamber, which was the order.

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: Engrossed **SBs 49 and 61**.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGES FROM THE HOUSE

Transmitting following Bill, together with second Conference Committee Report thereon, advising adoption of second Conference Committee Report and passage of Measure as amended: Engrossed **HB 539**.

CONFERENCE COMMITTEE REPORT

The following second Conference Committee Report on **HB 539** was read:

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. 539 for the second time, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF COMMERCE AND INDUSTRY; PROVIDING FOR THE PAYMENT OF EXPENSES INCIDENT TO THE OPERATION OF THE DEPARTMENT; PROVIDING FOR THE SALARY OF THE DIRECTOR AND OTHER EMPLOYEES; MAKING THE APPROPRIATION NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.
2. That the Senate recede from Senate Amendment No. 2.
3. That the following General Conference Committee on Appropriations amendment be adopted: Strike the present Section 1 and insert in lieu thereof a new Section 1 to read as follows:

	1959-60	1960-61
Personal Services -----	\$158,300	\$158,300
Travel -----	26,000	26,000
Printing and Binding -----	15,500	15,500
Other Contractual Services (Adv., etc.) -----	60,550	60,550
Supplies and Material -----	39,650	39,650
TOTAL -----	\$300,000	\$300,000

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Cowden	Fuller
Dacus	Garrison
Grantham	Hurst
Hamilton	Larason
King	Levergood
Pazoureck	Nance
Shoemake	Poyner
Tipps	Reneau
Trent	Roberts
	Sparger
	Williams
	(Murray)

Senator Hope moved the adoption of the **CCR** on **HB 539**.

Senator Ritzhaupt, as a substitute, moved that further consideration of the **CCR** be deferred until the Senate is apprised of appropriations for Soil Conservation, which motion was tabled upon motion of Senator Hope.

The vote occurring on the Hope motion, it was declared adopted.

"SECTION 1. There is hereby appropriated to the Department of Commerce and Industry from any monies in the General Revenue Fund of the State, not otherwise appropriated, for the fiscal year ending June 30, 1960, the sum of Three Hundred Thousand Dollars (\$300,000.00), and for the fiscal year ending June 30, 1961, the sum of Three Hundred Thousand Dollars (\$300,000.00), to be used by said department to perform the duties imposed by law in accordance with the following schedule:

HB 539, 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:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Cowden, Dacus, Easterly, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Breeden, Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, McClendon, McColgin, Ritzhaupt.—9.

Excused: Baldwin, Carrier, Field, Hall, Pitcher.—5.

Not Voting: Mahan.—1.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Cowden, Dacus, Easterly, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land, Mc-

Colgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Breeden, Cartwright (Seminole), Cobb, Collins, Fine, Hamilton, McClen-
don, Ritzhaupt.—8.

Excused: Baldwin, Carrier, Field, Hall,
Pitcher.—5.

Not Voting: Mahan.—1.

The emergency was declared passed.

HB 539, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

As provided under Rule 12-a, Senator Ritzhaupt moved to reconsider the vote by which **HB 539**, as amended in Conference, was passed.

Referring to **HB 558**:

Senator Hope moved that the Senate recede from its instructions to the Senate Conferees under **HB 558**.

Senator Hope asked unanimous consent, which was granted, to withdraw his motion relative to **HB 558**.

Senator Ritzhaupt asked to be shown excused for the remainder of this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee Report on **SB 83**, requesting further conference, the House Conferees instructed to reduce the appropriation to the Division of Arson.

Upon motion of Senator Hope, the request of the Honorable House for further conference on **SB 83** was ordered granted, referring the Bill to the General Conference Committee on Appropriations.

GENERAL ORDER

Referring further to **HB 700**:

Senator King moved to amend **HB 700**, line 1, page 1, by adding after the

word "hereby" and before the word "amended" the word "repealed"; and strike all of remainder of the bill, amending the title accordingly.

Senators Miskovsky and Land, as a substitute, moved to amend **HB 700** as follows: By striking line 7, page 1, and substituting therefor the following: "Oklahoma State University"; by striking lines 2, 7 and 8, page 2; by striking line 9, page 2, and substituting therefor "Southeastern State College"; by striking line 11, page 2, and by adding the following language after the asterisks line 15, page 2: "Provided further that The Oklahoma School of Accountancy is hereby authorized to confer the degree of Bachelor of Commercial Science, but shall not confer or grant any other degree."

Senator Wilson (Beckham) presiding.

Senator Collins asked to be shown excused for the remainder of this legislative day, which was the order.

President Pro Tempore Garvin presiding.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 11:00 a. m., tomorrow, which motion was declared adopted.

MESSAGES FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 502, 531 and 583**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 502** was read and consideration deferred:

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. 502, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO RIGHT-OF-WAY OF VEHICLES ENTERING OR CROSSING A PAVED ROAD FROM AN UNPAVED ROAD WHERE THERE ARE NO TRAFFIC CONTROLS, SIGNS OR SIGNALS; DEFINING A PAVED ROAD; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from its amendment No. 2.
2. That Senate amendments No. 1 and No. 3 be adopted.

Respectfully submitted,

For the Senate	For the House
Grantham, Chairman	Romang, Chairman
Carrier	Priebe
Kerr	Bond (Stephens)

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 531** was read and consideration deferred:

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. 531, and Engrossed Senate Amendments thereto, entitled:

AN ACT ESTABLISHING A MERIT SYSTEM OF PERSONNEL ADMINISTRATION; DEFINING TERMS; AUTHORIZING THE GOVERNOR TO PLACE CERTAIN AGENCIES AND DEPARTMENTS OF STATE GOVERNMENT UNDER SAID MERIT SYSTEM; CREATING THE STATE PERSONNEL BOARD; PROVIDING FOR THE APPOINTMENT OF MEMBERS, THEIR TERMS OF OFFICE,

QUALIFICATIONS AND COMPENSATION; PRESCRIBING POWERS AND DUTIES OF SAID BOARD; * * * AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. The Senate recede from Senate Amendment No. 1 and show Wilson (Beckham), Payne and Allen as co-authors.
2. That the Senate recede from Senate Amendment No. 2 and that in lieu thereof the following Conference Committee recommendation be adopted:

That **ENGROSSED HOUSE BILL NO. 531** as originally engrossed be accepted.

Respectfully submitted,

For the Senate	For the House
Harris, Chairman	Ogden, Chairman
Grantham	Bouse
Pazoureck	Dyer
Payne	Cooksey
Kerr	Wolf

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 583** was read and consideration deferred:

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. 583, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO ATOMIC ENERGY, IONIZING RADIATION AND RADIATION PROTECTION; DEFINING TERMS AS USED IN THIS ACT; VESTING CERTAIN POWERS IN THE STATE DEPARTMENT OF HEALTH AND THE STATE BOARD OF HEALTH; PROVIDING FOR A RADIATION ADVISORY COMMITTEE AND DEFINING ITS POWERS AND FUNC-

TIONS; MAKING CERTAIN ACTIONS MISDEMEANORS; PROVIDING FOR ENFORCEMENT OF THIS ACT; MAKING APPROPRIATIONS TO CARRY OUT THE PROVISIONS OF THIS ACT; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1, which amendment strikes the title of said bill.

2. That Senate Amendment No. 2 be adopted.

3. That Senate Amendment No. 3 be adopted.

4. That Senate Amendment No. 4 be adopted.

5. That Senate Amendment No. 5 be adopted.

6. That Senate Amendment No. 6 be adopted.

7. That Senate Amendment No. 7 be adopted.

8. That Senate Amendment No. 8 be adopted.

9. That Senate Amendment No. 9 be adopted.

Respectfully submitted,

For the Senate:	For the House:
Allen, Chairman	Goodfellow, Chairman
Baldwin	Richardson
Ritzhaupt	Cooksey

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 120 correctly enrolled.

Enrolled **SB 120**, after fourth 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 Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 647—Privileges and Elections.

HB 798—Criminal Jurisprudence.

HB 852—Privileges and Elections.

HB 944—Public Safety.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 11:00 a. m., tomorrow.

One Hundred-fourth Legislative Day

Thursday, July 2, 1959

Pursuant to adjournment, the Senate met at 11:00 a.m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Baldwin, Carrier, Harris, Herndon, Miskovsky, Pitcher, Shoemake.—7.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain.

Senator McSpadden asked unanimous consent that Susan and Jamelle Hammett of Claremore be made Honorary Journal Clerks for this legislative day, which was the order.

Senator Bailey asked unanimous consent that Pamela Woods of Oklahoma City be made an Honorary Page for this legislative day, which was the order.

Senator Garvin asked unanimous consent that Guy W. and John Luther Holden, nine and twelve years of age, and Steven Paul and Mike Preston Sullivan, nine and eleven years of age, all of Duncan, be made Honorary Pages

for this legislative day, which was the order.

RESOLUTIONS

SR 71, by Breeden, was introduced, read at length as follows, adopted upon motion of Senator Morford and referred for enrollment:

SENATE RESOLUTION NO. 71.—By Breeden.

A RESOLUTION COMMENDING WILLIAM S. TRUDGEON, SUPERVISOR OF GENERAL SERVICES, OKLAHOMA STATE LIBRARY, FOR HIS DILIGENT AND EXEMPLARY SERVICES FOR THE OKLAHOMA STATE SENATE COMMITTEE ON ENGROSSED AND ENROLLED BILLS, TWENTY-SEVENTH LEGISLATURE, REGULAR SESSION, 1959; DIRECTING JOURNAL ENTRY; AND PROVIDING FOR DISTRIBUTION OF RESOLUTION.

WHEREAS, William S. Trudgeon, Supervisor of General Services, Oklahoma State Library, has assisted the Committee on Engrossed and Enrolled Bills, Oklahoma State Senate, Twenty-seventh Legislature, Regular Session, 1959, in providing unexcelled services for the State Senate; and

WHEREAS, The Committee on Engrossed and Enrolled Bills and the Oklahoma State Senate, as a whole, wish to acknowledge appreciation for services performed; and

WHEREAS, The endeavors of indivi-

duals require development of the full measure of potentialities.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. THAT, William S. Trudgeon, Supervisor of General Services, Oklahoma State Library, be and is hereby commended for his diligent and exemplary services to the Oklahoma State Senate and to the Committee on Engrossed and Enrolled Bills.

SECTION 2. THAT. This Resolution be spread at large upon the pages in the official Journal of the State Senate.

SECTION 3. THAT, a duly authenticated copy of this Resolution be presented to William S. Trudgeon, Oklahoma State Library, and Ralph Hudson, Oklahoma State Librarian, State Capitol, Oklahoma City, Oklahoma.

The following Resolution was introduced:

SENATE RESOLUTION No. 72—By Cartwright (Seminole).

A RESOLUTION EXPRESSING THE APPRECIATION OF THE LEGISLATURE FOR THE RECENT INVESTMENTS OF THE IDEAL CEMENT COMPANY IN THE STATE OF OKLAHOMA, COMMENDING THEM FOR THEIR FAITH IN THE COMMUNITY OF ADA AND OUR STATE; AND DIRECTING DISPOSITION OF COPIES HEREOF.

Further consideration was temporarily deferred.

COMMUNICATION

The following Communication was read, and by unanimous consent, is hereby incorporated:

July 1, 1959

Senator Harold T. Garvin
President Pro Tempore
State Senate
Twenty-seventh Legislature
Dear Senator Garvin:

For your kind and generous action in the adoption of Senate Resolution No. 59, commending the Leader Press for its service to the Senate in the Twenty-seventh session, we wish to express our sincere thanks and gratitude to you, to your Committee on Senate and Legislative Affairs, and to the entire membership of the Senate.

We wish also to thank your staff of fine and efficient employees for the wonderful cooperation we received from them throughout the session, for to them, goes a great part of the credit for producing the printing on time.

We are proud to have again been chosen as your printer, proud of our many friendships in the Senate, and particularly proud and grateful for your Resolution commending our firm.

Mrs. Freda Ameringer, Beatrice C. Hogan, myself and our entire staff of employees, join together to wish for you, Senator Garvin, the entire membership of the Senate and your fine staff of employees—the Best of Everything in the years ahead.

Yours Sincerely,
Dan Hogan, Jr.
Secretary-Treasurer
Leader Press, Inc.

COMMITTEE REPORTS

The following bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

HB 595—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 748 and 856 and SJR 25 each correctly engrossed.

Engrossed SAs to and Engrossed HBs 748 and 856, 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.

REFERRING TO SB 10:

Senator Hope moved that the Senate request the Honorable House to return **SB 10**, together with Conference Report thereon, for further consideration, which motion prevailed.

Senator Walker asked to be shown excused until such time as he returns to the Chamber, which was the order.

GENERAL ORDER

HB 728, by Committee on County, State and Federal Government, was read and considered.

Senator Cowden moved to amend **HB 728**, line 10, page 4, by striking Lines 10, 11 and 12 and inserting the following: "It is hereby made unlawful for any of the funds of the county to be deposited in any bank in which the county treasurer or any member of the board of county commissioners is the owner of any stock or otherwise directly or indirectly pecuniarily interested. A county treasurer or county commissioner shall be considered to be interested in such bank if any member of his immediate family owns any interest in said depository bank," which amendment was declared adopted.

Upon motion of Senator Cowden, **HB 728**, as amended, was advanced to engrossment.

Senator Cowden asked unanimous consent that the rules of the Senate be suspended, and that **HB 728**, as amended, be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 728 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Berrong, Boecher, Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Fine, Garvin, Hope, Kerr, King, Land, McSpadden, Payne, Pazoureck, Ritzhaupt, Sandlin, Trent.—19.

Nay: Allen, Breeden, Cartwright (Seminole), Easterly, Field, Grantham, Hamilton, McClendon, McColgin, Mahan, Morford, Tipps, Wilson (Beckham), Wilson (Greer).—14.

Excused: Baldwin, Carrier, Harris, Herndon, Miskovsky, Pitcher, Shoemake, Walker.—8.

Not Voting: Bailey, Hall, Stipe.—3.

The bill was declared failed of passage.

MOTIONS TO RECONSIDER VOTES

As provided under Rule 12-a, Senator Collins moved to reconsider the vote by which **HB 728** failed of passage.

Senator Ritzhaupt asked unanimous consent to withdraw his motion to reconsider the vote by which **HCR 537** was adopted, which was the order.

Senators Shoemake, Miskovsky and Harris asked to be recorded present, which was the order.

Senator Field presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HCR 537 correctly engrossed.

Engrossed **SA** to and Engrossed **HCR 537**, as amended, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 657, by Bond (Marshall) and Mitchell, was read and considered.

Upon motion of Senator Cobb, **HB 657** was advanced to engrossment.

Senator Cobb asked unanimous consent that the rules of the Senate be suspended, and that **HB 657** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 657 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Hope, King, Land, McClendon, McSpadden, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Sandlin, Shoemake.—22.

Nay: Berrong, Collins, Cowden, Easterly, Harris, Kerr, Payne, Trent, Wilson (Beckham), Wilson (Greer).—10.

Excused: Baldwin, Carrier, Herndon, Pitcher, Walker.—5.

Not Voting: Allen, Bailey, Hall, McColgin, Morford, Stipe, Tipps.—7.

The bill was declared failed of passage.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 80, 81, 82, 102, 175, 178, 210, 218, 223, 264, 270, 282, 290, 295, 296** and **301**, as amended.

HA to **SB 296** read as follows, and concurred in upon motion of Senator Grantham.

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 296, page 2, Section 1, Line 26, by changing the capital "N" beginning the word "Notwithstanding" to a lower case "n", then preceding the word "notwithstanding" with the following:

"In the event any issue or series of bonds is issued under authority of this Act pursuant to a loan agreement or

bond purchase agreement with any agency of the U. S. Government, then and in that event,"

SB 296, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—33.

Excused: Baldwin, Carrier, Herndon, Pitcher, Walker.—5.

Not Voting: Allen, Bailey, Cowden, Hall, Morford, Stipe.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—33.

Excused: Baldwin, Carrier, Herndon, Pitcher, Walker.—5.

Not Voting: Allen, Bailey, Cowden, Hall, Morford, Stipe.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

HA to **SB 80** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 80, by striking "SECTION 2 (Emergency Clause)" and make TITLE to conform.

HA to SB 81 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 81, by striking "SECTION 2 (Emergency Clause)" and make TITLE to conform.

HA to SB 82 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 82, by striking "SECTION 2 (Emergency Clause)" and make TITLE to conform.

HAs to SB 102 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 102, Page 1, the TITLE thereof in the fifth line by striking the words "STATE INSTITUTIONS" and inserting in lieu thereof the words "GRANITE REFORMATORY;"

AMENDMENT NO. 2. Page 1, SECTION 1, Line 18, by striking the words "one thousand" and inserting therefor the words "fifteen hundred";

AMENDMENT NO. 3. Page 1, SECTION 1, Line 23, by striking the words "Five Dollars (\$5.00)" and inserting therefor the words "Ten Dollars (\$10.00)";

AMENDMENT NO. 4. Page 1, SECTION 1, Line 28, by striking the words "a penal institution in this State or any other State" and inserting therefor the words "Granite Reformatory";

AMENDMENT NO. 5. Page 2, SECTION 2, Lines 15 and 18, and Page 3, SECTION 2, Lines 31½ and 32½, amend by deleting the words "state institution" and substituting the words "the Granite Reformatory."

AMENDMENT NO. 6. Page 2, SECTION 2, Line 22, by substituting a com-

ma for the period and adding the following: "provided, that not more than ten (10) inmates at the Granite Reformatory may be trained in any one (1) year."

AMENDMENT NO. 7. Page 2, SECTION 2, Line 29½, by striking the words "one thousand" and inserting therefor the words "fifteen hundred";

AMENDMENT NO. 8. Page 2, SECTION 2, Line 30½, by striking the word "six" and inserting therefor the word "nine"

HA to SB 175 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 175, page 2, SECTION 1, lines 16 and 17, by inserting the word "Director" after the word "or" in line 16, and strike the words "any officer or employee" and

Correct the TITLE to conform.

HAs to SB 178 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 178, page 3, SECTION 2, line 27, by changing the period to a semicolon and adding the following: "*provided, however, that the aggregate liability of the surety for all breaches of the conditions of the bond and for the payment of all fines and penalties shall, in no event, exceed the amount of said bond.*"

AMENDMENT NO. 2. Page 3, SECTION 2, lines 32 and 33, by deleting the last sentence of SECTION 2 which reads as follows: "The foregoing cash deposit or bond is not required in any instance as a penalty but as a protection of the public only."

AMENDMENT NO. 3. Page 4, SECTION 3, line 2, by deleting "Commissioner" and inserting "Oklahoma State Insurance Board." and Page 4, SECTION 3, line 6, delete "Commissioner" and insert "Oklahoma State Insurance Board." and Page 4, SEC-

TION 3, at the end of line 6, add the following language: "Agents shall be subject to the terms and provisions of of Article 13, House Bill 501, 1957 S. L."

HA to SB 210 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 210, Page 4, SECTION 2, Line 2, by changing the capital "N" beginning the word "Notwithstanding" to a lower case "n", then preceding the word "notwithstanding" with the following:

"In the event any issue or series of bonds is issued under authority of this Act pursuant to a loan agreement or bond purchase agreement with any agency of the U. S. Government, then and in that event."

HA to SB 218 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 218, Page 1, the TITLE thereof, by striking the words "SALE OR" in Line 1, and by striking the words "SELL OR" in Line 4, and by striking the words "SALE OR" in Line 8.

AMENDMENT NO. 2. Page 1, Section 1, line 13 by striking the words "sell or".

Page 1, Section 1, Line 18 by striking the words "sold or".

Page 1, Section 2, Line 22 by striking the words "sale or".

HA to SB 233 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 223, Page 3, SECTION 2, Line 36, by making the capital "N" in the word "Notwithstanding" a lower case "n," then preceding the word "notwithstanding" as follows:

"In the event any issue or series of bonds is issued under authority of this

Act pursuant to a loan agreement or bond purchase agreement with any agency of the U. S. Government, then and in that event,"

HA to SB 264 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 264, page 3, Section 2, Line 37, by changing the capital "N" beginning the word "Notwithstanding" to a lower case "n," then preceding the word "notwithstanding" with the following:

"In the event any issue or series of bonds is issued under authority of this Act pursuant to a loan agreement or bond purchase agreement with any agency of the U. S. Government, then and in that event."

HAs to SB 270 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 270, by adding the following House Member as co-author: "SKEITH".

AMENDMENT NO. 2. Page 1, SECTION 1, line 21, by striking the semicolon and adding this phrase following the word "Oklahoma" "*except on the Federal interstate system of highways,*"

HAs to SB 282 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 282, Page 1, the TITLE, Lines 4 and 5 by striking the words "OR ANY SUBSEQUENT FEDERAL DECENNIAL CENSUS" and Line 8, after the words "SALES TAX" add "AND OTHER IN LIEU TAXES".

AMENDMENT NO. 2. Page 1, SECTION 1, Lines 15 and 16, strike the following: "or any other subsequent Federal Decennial Census".

AMENDMENT NO. 3. Page 1, SECTION 1, after the comma following "any tax," strike the remainder of Line 18

and substitute the following: "for revenue purposes, excluding a sales tax, and other state taxes specifically stated in state statutes heretofore enacted to be in lieu of other taxes".

AMENDMENT NO. 4. Page 1, adding a new SECTION "2" as follows: "SECTION 2. All revenues derived by any levies or taxes authorized by this Act, shall be credited to the General Fund of said municipality and appropriated on a fiscal year basis", and

Renumbering old "SECTION 2" as "SECTION 3" and correct the TITLE.

HAs to **SB 290** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 290, Page 1, SECTION 1, Line 16, by striking the language: "*or hospital rooms*" and Line 17, after the words "guests" strike the comma (,) and add the word "and"; after the word "visitors" strike the words "*or patients*"

AMENDMENT NO. 2. Line 18, strike "*hospital*".

AMENDMENT NO. 3. Page 1, SECTION 2, Line 27, striking the word "*hospital*".

HA to **SB 295** read as follows, and consideration deferred:

AMENDMENT No. 1. Amend Engrossed Senate Bill No. 295, Page 1, SECTION 1, Lines 22½ and 23½ by striking "ten cents (10c)" and rest of remaining portion of sentence and inserting "eight cents (8c) for each mile traveled plus all other necessary actual expenses, including meals and lodging within the State of Oklahoma." and make TITLE conform.

HAs to **SB 301** read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 301. Page 1, by adding "HAM" of the House as Co-author of the Bill.

AMENDMENT NO. 2. Amend Engrossed Senate Bill No. 301, Page 2, SECTION 2, Line 20½ by adding after the word "shorter" the following: "Provided that the total salary of any Commissioner shall not exceed Twelve Thousand Dollars (\$12,000.00)."

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 520 and **HB 854** each correctly engrossed.

SRs 67, 68, 69 and **70** and **SBs 40, 49, 61, 126, 225** and **234** each correctly enrolled.

Engrossed **SAs** to **HJR 520** and **HB 854**, each as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SRs 67, 68, 69** and **70** were properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 40, 49, 61, 126, 225** and **234**, after fourth reading, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Granting request of Senate to return Engrossed **SB 10**, together with Conference Committee Report, for further consideration.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HJRs 540, 543, HBs 821** and **884**.

The above numbered Enrolled bills and resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

Upon motion of Senator Wilson (Beckham), the Senate recessed to meet at 1:30 p. m.

*

The Senate reassembled at 1:30 p.m. and was called to order by President Pro Tempore Garvin.

Senator Wilson (Beckham) raised the question of No Quorum and upon roll call being ordered, the President Pro Tempore declared a quorum present.

RESOLUTIONS

Referring further to **SR 72**:

SR 72 was read at length as follows, adopted upon motion of Senator Cartwright (Seminole) and referred for enrollment:

SENATE RESOLUTION NO. 72—By Cartwright (Seminole).

A RESOLUTION EXPRESSING THE APPRECIATION OF THE LEGISLATURE FOR THE RECENT INVESTMENTS OF THE IDEAL CEMENT COMPANY IN THE STATE OF OKLAHOMA, COMMENDING THEM FOR THEIR FAITH IN THE COMMUNITY OF ADA AND OUR STATE; AND DIRECTING DISPOSITION OF COPIES HEREOF.

WHEREAS, The Ideal Cement Company is the legal successor of a firm which has contributed materially to the economic welfare of the community of Ada and the State of Oklahoma since May of 1908, when, as the Choctaw Cement Company, it shipped the first carload of cement from its Ada facilities; and

WHEREAS, This firm has recently expanded its quarry and mill facilities in and near Ada, Oklahoma, through the expenditure of approximately Twenty Two Million Dollars (\$22,000,000.00), thereby increasing the productive capacity of such facilities to approximately five and one-half million (5,500,000) barrels, and thereby making a significant contribution to the economy of the southeast central area of Oklahoma; and

WHEREAS, The existence of such expanded facilities, including a five and one-half (5½) mile conveyor belt, the largest in the world of its type, and

the increased production from such facilities will not only materially raise the economic level in the Ada area, but, through its impact in the markets of the world, will focus favorable attention on these facilities and our State; and

WHEREAS, The expenditure of such an investment implies great faith in the future of Oklahoma and the Ada area, and this spirit deserves an expression of appreciation from the duly elected Legislators of this State.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. That this Legislative Body does hereby express its appreciation to the Ideal Cement Company for its faith in the economic future of Oklahoma and the Ada area, and for the manner in which such faith was expressed, and does hereby commend that firm and its management in this State for its progressive economic policies.

SECTION 2. That a properly prepared copy hereof be presented to C. J. Noyes, Oklahoma District Manager of the Ideal Cement Company, and to the Ada Evening News, Ada, Oklahoma.

SR 73 was introduced by Senators Tipps and Herndon, read at length as follows, adopted upon motion of Senator Tipps and referred for enrollment:

SENATE RESOLUTION NO. 73—By Tipps and Herndon.

A RESOLUTION TAKING NOTICE OF THE DAMAGED CONDITION OF THE LAKE MURRAY DAM AND THE SENATE'S PROPER CONCERN THEREWITH; REQUESTING THE STATE PLANNING AND RESOURCES BOARD TO TAKE STEPS TO REPAIR SAID DAM.

WHEREAS, Lake Murray and the dam impounding the same constitute

one of the most important scenic and tourist attractions in the State of Oklahoma and a vital source of revenue to the residents of south central Oklahoma; and

WHEREAS, The Oklahoma Legislature, being the branch of government closest to the people of the State of Oklahoma, is properly and vitally concerned with the condition and state of repair of all important State facilities, including parks, lakes and dams; and

WHEREAS, It has recently come to the attention of members of the State Senate that a serious breach has been allowed to occur in Lake Murray dam, and immediate repair thereof is vitally needed; and

WHEREAS, The State Planning and Resources Board is the agency responsible for the maintenance and repair of this State facility.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA.

SECTION 1. That the State Planning and Resources Board is hereby urgently requested to discharge its proper responsibilities by the immediate restoration of the dam impounding Lake Murray to a proper condition of repair.

SECTION 2. That a copy hereof be expeditiously dispatched to the Oklahoma Planning and Resources Board.

Senators Walker, Baldwin and Pitcher asked to be recorded present, which was the order.

MOTION TO RECONSIDER VOTE

Senator Ritzhaupt asked unanimous consent to withdraw his motion to reconsider the vote by which **HB 539** was passed, which was the order.

PENDING CONSIDERATION OF HAS

Senator King moved that the Senate concur in **HA** to **SB 80**, which motion prevailed.

SB 80, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Hall, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Pitcher, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Carrier, Herndon.—2.

Not Voting: Berrong, Cartwright (Bryan), Cobb, Grantham, Harris, Mahan, Payne, Ritzhaupt, Sandlin, Stipe.—10.

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

Senator King moved that the Senate concur in **HA** to **SB 81**, which motion prevailed.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier, Herndon.—2.

Not Voting: Breeden, Cobb, Collins, Easterly, Hall, Harris, Mahan, Payne, Stipe.—9.

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

Senator Allen moved that the Senate concur in **HA** to **SB 264**, which motion prevailed.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemaker, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier, Herndon.—2.

Not Voting: Breeden, Cartwright (Bryan), Cobb, Collins, Easterly, Hall, Mahan, Payne, Stipe.—9.

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

Senator Field moved that the Senate concur in **HAs** to **SB 270**, which motion prevailed.

SB 270, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mc-

Colgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Nay: Pitcher.—1.

Excused: Carrier, Herndon.—2.

Not Voting: Breeden, Cartwright (Bryan), Cobb, Fine, Hall, McSpadden, Mahan, Payne, Stipe, Walker.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Nay: Pitcher.—1.

Excused: Carrier, Herndon.—2.

Not Voting: Breeden, Cartwright (Bryan), Cobb, Fine, Hall, McSpadden, Mahan, Payne, Stipe, Walker.—10.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

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

PENDING CONSIDERATION OF HAS

Senator Sandlin moved that the Senate concur in **HA** to **SB 82**, which motion prevailed.

SB 82, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Fine, Garvin, Grantham,

Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Wilson (Beckham).—31.

Nay: Allen, Dacus, Field, McColgin.—4.

Excused: Carrier.—1.

Not Voting: Cobb, Hall, Mahan, Pitcher, Shoemake, Stipe, Walker, Wilson (Greer).—8.

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

Senator Boecher moved that the Senate concur in **HA** to **SB 175**, which motion prevailed.

SB 175, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Wilson (Greer).—32.

Excused: Carrier.—1.

Not Voting: Breeden, Cobb, Hall, McSpadden, Mahan, Miskovsky, Pitcher, Shoemake, Stipe, Walker, Wilson (Beckham).—11.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Da-

cus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Trent, Wilson (Greer).—32.

Excused: Carrier.—1.

Not Voting: Breeden, Cobb, Hall, McSpadden, Mahan, Miskovsky, Pitcher, Shoemake, Stipe, Walker, Wilson (Beckham).—11.

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 concurrence in **SAs** to and adoption of Engrossed **HCR 537**, as amended.

REFERRING TO HB 558:

Senator Hope moved that the Senate recede from its instruction to Senate Conferees under **HB 558**, which motion was tabled upon motion of Senator Fine.

PENDING CONSIDERATION OF HAS

Senator Easterly moved that the Senate concur in **HA** to **SB 223**, which motion prevailed.

SB 223, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier.—1.

Not Voting: Cobb, Fine, Herndon.

Hope, Miskovsky, Morford, Pitcher, Stipe, Trent.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier.—1.

Not Voting: Cobb, Fine, Herndon, Hope, Miskovsky, Morford, Pitcher, Stipe, Trent.—9.

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 the signing of and transmitting for signature Enrolled **HCR 537**.

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

PENDING CONSIDERATION OF HAS

Senator Mahan moved that the Senate concur in **HAs** to **SB 301**, which motion prevailed.

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:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Ritzhaupt,

Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Nay: King.—1.

Excused: Carrier.—1.

Not Voting: Boecher, Cobb, Easterly, Herndon, Hope, Payne, Pitcher, Stipe, Trent.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Carrier.—1.

Not Voting: Boecher, Cobb, Easterly, Herndon, Hope, Payne, Stipe, Trent.—8.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Senator Bailey moved that the Senate concur in **HA** to **SB 210**, which motion prevailed.

SB 210, as amended by the Honorable House, was read at length.

On question of passage of Bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Carrier.—1.

Not Voting: Breeden, Cartwright (Seminole), Cobb, Easterly, Payne, Ritzhaupt, Stipe.—7.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Carrier.—1.

Not Voting: Breeden, Cartwright (Seminole), Cobb, Easterly, Payne, Ritzhaupt, Stipe.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Senator Trent moved that the Senate concur in **HAs** to **SB 218**, which motion prevailed.

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:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Seminole), Collins, Cowden, Dacus, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier.—1.

Not Voting: Baldwin, Cartwright

(Bryan), Cobb, Easterly, Field, Harris, Hope, Payne, Stipe.—9.

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

Senator Miskovsky moved that the Senate Concur in **HAs** to **SB 290**, which motion prevailed.

SB 290, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Pitcher, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Ritzhaupt.—1.

Excused: Carrier.—1.

Not Voting: Cobb, Hope, Mahan, Payne, Shoemake, Stipe.—6.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Pazoureck, Pitcher, Sandlin, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Nay: Ritzhaupt.—1.

Excused: Carrier.—1.

Not Voting: Cobb, Hope, Mahan, Payne, Shoemake, Stipe.—6.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF HAS

Senator Miskovsky moved that the Senate concur in **HAs** to **SB 282**, which motion prevailed.

SB 282, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Bailey, Berrong, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Hall, Harris, Herndon, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Sandlin, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—26.

Nay: Allen, Grantham, Hamilton, Payne, Pitcher, Ritzhaupt, Stipe, Trent.—8.

Excused: Carrier.—1.

Not Voting: Baldwin, Boecher, Breeden, Cobb, Easterly, Hope, McClendon, Pazoureck, Shoemake.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Harris, Herndon, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Allen, Hamilton, Trent.—3.

Excused: Carrier.—1.

Not Voting: Baldwin, Boecher, Breeden, Cobb, Easterly, Hope, McClendon, Pazoureck, Shoemake.—9.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 861, by House Committee on Higher Education, was read and considered.

Senator McSpadden asked to be made a co-author of **HB 861**, which was the order.

Upon motion of Senator McSpadden, **HB 861** was advanced to engrossment.

Senator McSpadden asked unanimous consent that the rules of the Senate be suspended, and that **HB 861** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 861 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier.—1.

Not Voting: Baldwin, Breeden, Cobb, Cowden, Easterly, Fine, Hope, Land, Miskovsky, Shoemake.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris,

Herndon, Kerr, King, McClendon, McColgin, McSpadden, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier.—1.

Not Voting: Baldwin, Breeden, Cobb, Cowden, Easterly, Fine, Hope, Land, Miskovsky, Shoemake.—10.

The emergency was declared passed.

HB 861 was properly signed and ordered returned to Honorable House.

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

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into Executive Session.

*

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

The Senate, in executive session and upon motion of Senator Kerr, advised and consented to the confirmation of the executive nomination of E. V. KIKER of Altus, as a member of the Oklahoma Liquefied Petroleum Gas Board, for a term effective upon confirmation and ending June 30, 1963.

The Senate, in executive session and upon motion of Senator Miskovsky, advised and consented to the confirmation of the executive nomination of ROBERT R. RAINES of Oklahoma City, as Warden of the Oklahoma State Penitentiary, for a term effective upon confirmation and ending May 26, 1963.

The Senate, in executive session and upon motion of Senator Sandlin, seconded by Senators Collins, Field and Cartwright (Seminole), advised and consented to the confirmation of the executive nomination of ROY P. PARHAM of Okemah, as Director of the Oklahoma Alcoholic Beverage Control Board for

a term effective upon confirmation and ending when his successor is appointed and approved.

Senator Dacus asked to be excused until such time as he returns to the Chamber, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring on the Collins motion to reconsider the vote by which **HB 728** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Collins, Cowden, Garvin, Grantham, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham).—28.

Nay: Cartwright (Bryan), Cartwright (Seminole), Easterly, Fine, Hamilton, Mahan, Morford, Wilson (Greer).—8.

Excused: Carrier, Dacus.—2.

Not Voting: Bailey, Cobb, Field, Herndon, Tipps, Walker.—6.

THIRD READING

HB 728 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Collins, Cowden, Garvin, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent.—25.

Nay: Breeden, Cartwright (Bryan), Cartwright (Seminole), Easterly, Fine, Grantham, Hamilton, McClendon, Mahan, Morford, Walker, Wilson (Beckham), Wilson (Greer).—13.

Excused: Carrier, Dacus.—2.

Not Voting: Bailey, Cobb, Field, Stipe.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Nay: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Collins, Cowden, Fine, Garvin, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgen, McSpadden, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker.—29.

Nay: Breeden, Cartwright (Seminole), Easterly, Grantham, Hamilton, McCleendon, Mahan, Morford, Wilson (Beckham), Wilson (Greer).—10.

Excused: Carrier, Dacus.—2.

Not Voting: Cobb, Field, Stipe.—3.

The emergency was declared failed of passage.

HB 728, as amended, was referred for engrossment.

Senator McSpadden asked to be excused for the remainder of this legislative day, which was the order.

SECOND CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 83** was read:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 83 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE STATE BUREAU OF INVESTIGATION; AUTHORIZING THE DIRECTOR, WITH THE APPROVAL OF THE GOVERNOR, TO CREATE POSITIONS, MAKE THE APPOINTMENTS AND FIX THE SALARIES OF NECESSARY PERSONNEL; AUTHORIZING THE DIRECTOR TO CREATE POSITIONS AND FIX SALARIES IN ARSON DIVISION;

MAKING THE APPROPRIATIONS FISCAL; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Engrossed House Amendments No. 1, 2 and 3.

2. That the figures "40,000.00 40,000.00" on page 1, line 25 be stricken, and the figures "20,000.00 20,000.00" be inserted in lieu thereof.

3. That the figures "\$360,000.00 \$360,000.00" be stricken, and the figures "\$340,000.00 \$340,000.00" be inserted in lieu thereof, on page 1, line 26.

Respectfully submitted,

House Conferees:	Senate Conferees:
Ruby,	Hope,
Chairman	Chairman
Green	Bailey
Bullard	Boecher
Fuller	Breeden
Hurst	Cowden
Larason	Dacus
Levergood	Grantham
Nance	King
Poynor	Hamilton
Reneau	Pazoureck
Roberts	Pitcher
Williams	Tipps
(Murray)	Trent

Senator Hope moved the adoption of the 2nd Conference Committee Report on **SB 83**.

Senator Collins, as a substitute, moved that the Senate refuse to adopt the Conference Committee Report, request further Conference and the Conferees be instructed to line item appropriations, which motion was tabled upon motion of Senator Hope.

The vote occurring on the Hope motion, it was declared adopted.

SB 83, as amended in 2nd Conference, was read at length.

On the question of passage of bill as amended in Conference, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—31.

Excused: Carrier, Dacus, McSpadden.—3.

Not Voting: Bailey, Breeden, Cobb, Easterly, Field, Hall, McClendon, Mis-kovsky, Trent, Walker.—10.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—31.

Excused: Carrier, Dacus, McSpadden.—3.

Not Voting: Bailey, Breeden, Cobb, Easterly, Field, Hall, McClendon, Mis-kovsky, Trent, Walker.—10.

The emergency was declared passed.

SB 83, together with 2nd Conference Committee Report thereon, was ordered transmitted to Honorable House.

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

MESSAGES FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 818**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 818** was read and adopted upon motion of Senator Hope:

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. 818, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO WESTERN STATE HOSPITAL,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.
2. That the following General Conference Committee Amendment be adopted:

Strike the present TITLE and insert a new TITLE to read as follows: "AN ACT MAKING AN APPROPRIATION TO THE WESTERN STATE HOSPITAL; STATING THE PURPOSES; DESIGNATING THE STATE BOARD OF PUBLIC AFFAIRS AS THE CONTRACTING AND PURCHASING AGENCY; DELEGATING APPROVAL OF PLANS AND SPECIFICATIONS TO THE MENTAL HEALTH BOARD; MAKING THE APPROPRIATION NONFISCAL; MAKING PROVISIONS

OF THIS ACT SEVERABLE; AND
DECLARING AN EMERGENCY.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Boecher	Green
Breeden	Arrington
Dacus	Bullard
Grantham	Fuller
Hamilton	Hurst
King	Larason
Pazoureck	Levergood
Shoemake	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

HB 818, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier, McSpadden.—2.

Not Voting: Bailey, Cobb, Easterly, Field, Hall, McColgin, Pitcher, Trent, Walker.—9.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt,

Sandlin, Shoemake, Stipe, Tipps, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier, McSpadden.—2.

Not Voting: Bailey, Cobb, Easterly, Field, Hall, McColgin, Pitcher, Trent, Walker.—9.

The emergency was declared passed.

HB 818, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REFERRING TO SB 10

Senator Hope moved the vote be reconsidered by which **SB 10**, as amended in Conference, was passed, which motion prevailed upon a roll call as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier, McSpadden.—2.

Not Voting: Bailey, Cobb, Easterly, Field, Hall, Pitcher, Shoemake, Stipe, Trent.—9.

Upon motion of Senator Hope the vote was reconsidered by which the Conference Committee Report on **SB 10** was adopted.

Upon motion of Senator Hope, the Senate refused to adopt the Conference Committee Report on **SB 10** and requested further Conference.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 10**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 10** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND

THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 10 and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO SOIL AND WATER CONSERVATION; MAKING APPROPRIATIONS TO THE STATE SOIL CONSERVATION BOARD FOR WATERSHED PLANNING PURPOSES IN COOPERATION AND AGREEMENT WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE; MAKING THE APPROPRIATIONS NON-FISCAL AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 10, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 10

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Administration -----	\$ 46,329.00	\$ 46,329.00
Watershed Planning -----	332,980.00	332,980.00
Field Service -----	337,328.00	337,328.00
Total -----	\$ 716,637.00	\$ 716,637.00

SECTION 2. There is hereby appropriated from any monies in the Emergency Appropriation Fund for the fiscal year ending June 30, 1959, not otherwise appropriated, the sum of One Hundred Thousand Dollars (\$100,000.00), to the revolving fund known as the "Small Watersheds Flood Control Fund," created by Section 1, Chapter 20c, Title 2, O.S.L. 1957, to be expended as other moneys in said Revolving Fund.

SECTION 3. It is the intent of the Legislature that none of the funds ap-

—By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE STATE SOIL CONSERVATION BOARD; PROVIDING FOR THE PAYMENT OF OPERATION EXPENSES BY THE STATE SOIL CONSERVATION BOARD; SHOWING INTENT OF LEGISLATURE; PROVIDING FOR THE APPOINTMENT AND COMPENSATION OF EMPLOYEES; PROVIDING FOR THE PAYMENT OF DISTRICT SUPERVISORS; MAKING THE APPROPRIATIONS 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 General Revenue Fund in the State Treasury, not otherwise appropriated, to the State Soil Conservation Board for the purpose of paying the operational expenses for the various activities listed below, in the following amounts and for the fiscal years so designated:

appropriated by Section 2 of this Act shall be expended from this fund until ninety percent (90%) of easements are obtained by the Watershed District that proposes to use money from this fund for the purpose of obtaining easements.

SECTION 4. The State Soil Conservation Board shall appoint and fix the duties and compensation of employees necessary to perform the duties imposed upon the State Soil Conservation Board by law.

SECTION 5. District Supervisors shall

be paid the sum of Five Dollars (\$5.00) per meeting for attending monthly Board meetings. The matter of pay of Supervisors shall be optional with the Supervisors. If they do not care to accept pay for Board meetings, said fund shall be apportioned to the Districts' credit for Engineering Aids.

SECTION 6. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

SECTION 7. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

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.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope, Chairman	Ruby, Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Dacus	Fuller
Grantham	Garrison
King	Hurst
Hamilton	Larason
Pazoureck	Levergood
Shoemake	Nance
Tipps	Poynor
	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

SB 10, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Carrier, McSpadden.—2.

Not Voting: Cobb, Collins, Fine, Hall, Land, McClendon.—6.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Carrier, McSpadden.—2.

Not Voting: Cobb, Collins, Fine, Hall, Land, McClendon.—6.

The emergency was declared passed.

SB 10, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 74**.

The above numbered Bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 40, 49, 61, 120, 126, 225 and 234.**

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Transmitting following Bills together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBS 523 and 556.**

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 556** was read and adopted upon motion of Senator Hope:

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. 556, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING APPROPRIATION TO TAFT STATE HOSPITAL; EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the General Conference Committee Substitute for Engrossed House Bill No. 556, attached hereto, **BE ADOPTED.**

CONFERENCE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 556—By General Conference Committee on Appropriations.

AN ACT RELATING TO STATE FISCAL AFFAIRS; PERTAINING TO STATE OF OKLAHOMA PUBLIC BUILDING BONDS, AND TO THE INTEREST THEREON, THE FORM

THEREOF, THE MATURITY AND REDEMPTION THEREOF, THE SINKING FUND THEREFOR, SALE THEREOF, AND INVESTMENT OF PUBLIC MONIES THEREIN; PRESCRIBING THE DUTIES OF THE STATE OF OKLAHOMA BUILDING BONDS COMMISSION, THE STATE DEPOSITORY BOARD, THE STATE TREASURER, THE ATTORNEY GENERAL, AND THE COMMISSIONERS OF THE LAND OFFICE; AMENDING 62 O. S. 1951 § 57.5, AS AMENDED, AND AMENDING CHAPTER 1, TITLE 62, O. S. 1951, BY ADDING A SECTION THERETO TO BE DESIGNATED § 57.4; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Chapter 1, Title 62, Oklahoma Statutes 1951, is hereby amended by adding thereto the following section, to be designated § 57.4:

§ 57.4. The bonds so authorized shall be serial coupon bonds and shall be issued to mature One Million Five Hundred Thousand Dollars (\$1,500,000.00) on the fifteenth (15th) day of July in each of the calendar years 1951 to 1974 both inclusive. Said bonds and the interest thereon shall be payable at the office of the State Treasurer of the State of Oklahoma. Said bonds may be executed in such manner, may be payable in such medium of payment and may bear interest at such rate or rates, not in excess of two and one-half per cent (2½%) per annum and payable at specified times, all as may be provided by resolution or resolutions to be adopted by the Commission; provided, all bonds maturing after ten (10) years from their dates shall be subject to call and redemption, in inverse order of maturity and bond numbers, at par and accrued interest, the detailed provisions for such call and redemption to be fixed by

the Commission in the resolution or resolutions authorizing the issuance of said bonds. All money in said Sinking Fund at the end of any fiscal year in excess of a sum equal to all principal and interest coming due in the next succeeding fiscal year shall be used to call and redeem such bonds as may be redeemed prior to maturity. All bonds issued pursuant to this Act shall have all the qualities and incidents of negotiable paper, and said bonds and interest thereon shall not be subject to taxation by the State of Oklahoma or any county, municipality or political subdivision therein.

(a) Prior to June 30, 1953, the state of Oklahoma Building Bonds Commission shall meet at the call of the Secretary of said Commission; and the said Commission hereby is directed and required to adopt such resolution or resolutions as shall be necessary, amending and supplanting any resolution or resolutions, covenants or agreements to the contrary theretofore adopted or made by said Commission, to provide that only such revenue as is specified in Section 31, Article X, of the Constitution of Oklahoma, and as provided in this Act, as amended, shall be pledged to be paid into the State of Oklahoma Building Bonds Sinking Fund, and that any pledge, commitment, covenant or agreement to pay any greater sum into said Sinking Fund be rescinded and revoked immediately upon the written consent and agreement of the owner of all of the State of Oklahoma Public Building Bonds.

(b) Immediately following the adoption of said resolution or resolutions by the State of Oklahoma Building Bonds Commission as hereinabove directed, the State Depository Board hereby is directed to meet; and the State Depository Board, for and on behalf of the State of Oklahoma as the sole owner of all outstanding State of Oklahoma Public Building Bonds, hereby is directed and

required to execute to the State of Oklahoma Building Bonds Commission its consent and agreement, in writing, to the terms and provisions of the said resolution or resolutions of said Commission herein directed and required to be adopted. At the same time that the said consent and agreement in writing of the State Depository Board shall be executed as herein directed and required, the State Treasurer of the State of Oklahoma, also for and on behalf of the State of Oklahoma as the sole owner of all outstanding State of Oklahoma Public Building Bonds, hereby is directed and required also to execute said consent and agreement in his official capacity; and the State Treasurer of the State of Oklahoma thereupon shall deliver said fully executed consent and agreement to the State of Oklahoma Building Bonds Commission.

(c) Immediately after delivery of said fully executed consent and agreement, the State Treasurer shall endorse upon each State of Oklahoma Public Building Bond, in such form as shall be approved by the Attorney General, a certificate that the obligation of the State of Oklahoma in respect of payments into the State of Oklahoma Building Bonds Sinking Fund shall be as hereinabove provided, and not otherwise; and said certificate shall be full notice, and shall prescribe the maximum of the obligation of the State of Oklahoma to any subsequent purchaser of any said bonds.

SECTION 2. 62 O. S. 1951, § 57.5, as amended by Section 2, Chapter 1a, Title 62, Page 282, Oklahoma Session Laws 1953, (62 O. S. Supp. 1957, § 57.5) is hereby amended to read as follows:

§ 57.5 (a) The State Treasurer of the State of Oklahoma, by and with the approval and direction of the State Depository Board, is hereby authorized and required to purchase from the Commission at private sale, all or any

part of said bonds, or interim bonds, as an investment of the public monies in his possession. In the event of such sale or sales, the Commission shall determine and fix the rate of interest the bonds so sold shall bear, such rate of interest not to exceed the maximum hereinbefore authorized. All interest earned by such bonds as are held by the State Treasurer pursuant to such investment shall, as collected, be paid into the General Revenue Fund in the State Treasury.

(b) If the State Treasurer is unable to purchase all of the bonds at the original sale thereof as provided in subsection (a) hereof, then it shall be the mandatory duty of the Commissioners of the Land Office to purchase, at private sale, the bonds which the State Treasurer is unable to purchase. In such event, the Commissioners of the Land Office shall, to the extent necessary to carry out the provisions of this subsection, sell and liquidate such of their investments as they may constitutionally sell and liquidate, and shall purchase such bonds with the proceeds thereof. All State of Oklahoma Building Bonds purchased by the Commissioners of the Land Office under the provisions of this subsection shall provide for a rate of interest equal to the average interest yield of the securities sold and liquidated to make such purchase, but in no event more than two and one-half per cent (2 1/2%) per annum.

(c) In the event any or all of the bonds are sold to the State Treasurer under the provisions of subsection (a) hereof and thereafter the uninvested cash on hand and in solvent banks should fall short of demand orders on the State Treasury, it shall be the duty of the State Treasurer to so report to the State Budget Director for confirmation and to the State Depository Board for au-

thority to sell such part or all of the bonds as are necessary to be converted into cash to meet such demands, and, if confirmed and authorized as aforesaid, such bonds shall be sold to the Commissioners of the Land Office at par and accrued interest for either permanent or temporary investment. It shall be the mandatory duty of the Commissioners of the Land Office to purchase such of said bonds as it is necessary for the State Treasurer to sell and, to the extent necessary to carry out the provisions of this subsection, the Commissioners of the Land Office shall sell and liquidate such of their investments as they may constitutionally sell and liquidate and shall purchase such bonds with the proceeds thereof.

(d) If the Commissioners of the Land Office cannot purchase said bonds as offered by the State Treasurer as provided in subsection (c) hereof, it shall be the further duty of the State Treasurer to publish, advertise and, on the date given in the notice, sell at not less than par and accrued interest, to the highest and best bidder for cash, only so many of the bonds as will enable the State to meet such demand orders, provided, however, in lieu of so selling such bonds at the market, the State Treasurer and the Commission, with the approval of the State Depository Board may agree to the refunding of part or all of such bonds, in accordance with the method and procedure for refunding provided in this Act.

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.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Green
Chairman	Arrington
Boecher	Bullard
Breeden	Fuller
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Nance
Pazoureck	Poynor
Shoemake	Reneau
Tipps	Roberts
Trent	Sparger
	Williams
	(Murray)

HB 556, 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:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, King, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier, McSpadden.—2.

Not Voting: Berrong, Cobb, Collins, Cowden, Fine, Hall, Herndon, Kerr, Land.—9.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, King, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Carrier, McSpadden.—2.

Not Voting: Berrong, Cobb, Collins, Cowden, Fine, Hall, Herndon, Kerr, Land.—9.

The emergency was declared passed.

HB 556, together with Conference Committee Report thereon, was ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 523** was read and adopted upon motion of Senator Hope:

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. 523, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIATION TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION; PROVIDING FOR THE ALLOCATION OF FUNDS TO CONSTITUENT INSTITUTIONS; PROVIDING LEGISLATIVE INTENT; MAKING THE APPROPRIATIONS OF THIS ACT NON-FISCAL; MAKING PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the attached Conference Committee Substitute be adopted.

CONFERENCE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 523—By General Conference Committee on Appropriations.

AN ACT MAKING APPROPRIATIONS TO THE OKLAHOMA STATE REGENTS FOR HIGHER EDUCATION; PROVIDING FOR THE ALLOCATION OF FUNDS TO CONSTITUENT INSTITUTIONS; PROVIDING FOR THE ALLOCATION OF FUNDS FOR THE PAYMENT OF TUITION

FOR STUDENTS AT THE OKLAHOMA COLLEGE FOR WOMEN; PROVIDING LEGISLATIVE INTENT FOR REGIONAL COOPERATION WITH OTHER SOUTHERN STATES; PROVIDING LEGISLATIVE INTENT FOR SENATE BILL NO. 211, TWENTY-SEVENTH OKLAHOMA LEGISLATURE, RELATING TO THE DEFINING OF STATE APPROPRIATED FUNDS; MAKING THE APPROPRIATIONS NONFISCAL; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the Oklahoma State Regents

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
General Revenue Fund -----	\$24,000,000.00	\$23,000,000.00
Emergency Appropriation Fund for Fiscal Year Ending June 30, 1960 -----	3,000,000.00	
Total -----	\$27,000,000.00	\$23,000,000.00

SECTION 2. It is the intent of the Legislature that the Oklahoma State Regents for Higher Education shall allocate sufficient monies from the appropriations made by Section 1 of this Act to pay the tuition for any Oklahoma students enrolled in the Speech and Hearing Clinic of the Oklahoma College for Women at Chickasha. This amount shall not be less than the sum of Fifteen Thousand Dollars (\$15,000.00) per year.

SECTION 3. It is the intent of the Oklahoma State Legislature that the Oklahoma State Regents for Higher Education are authorized to cooperate and enter into agreements with the other Southern States in providing regional educational opportunities in the professional, technical, scientific and other educational fields. This allocation shall not exceed the sum of Thirty-six Thou-

for Higher Education from the funds designated in the State Treasury for the fiscal year ending June 30, 1960, the sum of Twenty-seven Million Dollars (\$27,000,000.00); and there is hereby appropriated from the funds designated for the fiscal year ending June 30, 1961, the sum of Twenty-three Million Dollars (\$23,000,000.00) for allocation pursuant to Article XIII-A of the Constitution of Oklahoma to and among the institutions of higher learning and agencies comprising the Oklahoma State System of Higher Education for educational and general operating budgets according to the needs and functions of said institutions and agencies.

sand Five Hundred Dollars (\$36,500.00) per year.

SECTION 4. It is the intent of the Legislature that the term "state collected funds" in numbered paragraph 4, Section 12, Senate Bill No. 211 of the Twenty-seventh Oklahoma Legislature does not include funds derived from student activities, athletics, auxiliary enterprises, sales and services, student fees other than those used in the educational and general operations budget, contracts to be performed outside the United States and contracts for contractual research, grants or gifts from private sources, grants or appropriations from Federal sources, in the Oklahoma State System of Higher Education, or any funds accruing from projects constructed by self-liquidating bonds or notes, so long as bonds or notes are outstanding on such projects.

SECTION 5. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 6. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Arrington
Boecher	Bullard
Breeden	Fuller
Dacus	Garrison
Grantham	Larason
Hamilton	Levergood
King	Nance
Pazoureck	Poynor
Tipps	Reneau
Trent	Roberts
	Sparger

HB 523, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pa-

zoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Carrier, McSpadden.—2.

Not Voting: Breeden, Cobb, Hall, Pitcher, Trent.—5.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—37.

Excused: Carrier, McSpadden.—2.

Not Voting: Breeden, Cobb, Hall, Pitcher, Trent.—5.

The emergency was declared passed.

HB 523, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee Report on **HB 503**, requesting further Conference, the House Conferees being instructed to raise the salary of the Lieutenant Governor from Seven Thousand Two Hundred Dollars (\$7,200.00) to Nine Thousand Dollars (\$9,000.00).

Upon motion of Senator Wilson (Beckham), the request of the Honorable House for further Conference was ordered granted.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 310**—co-authored by Avey, Belvin, Bradley (Tulsa), Daugherty, Foster, Gotcher, Levergood, McGahey, Nance, Nichols, Ozmun, Patterson, Pri-

ebe, Romang, Ruby, Shibley, Skaggs, Taliaferro and Wilcox.

The above numbered Bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 171**—co-authored by Sparkman and Traw.

The above numbered Bill was referred for enrollment.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SB 327**.

The above numbered Bill was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 274** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 274 and Engrossed House Amendments thereto, entitled:

AN ACT MAKING APPROPRIATIONS TO THE OKLAHOMA ALCOHOLIC BEVERAGE CONTROL BOARD; STATING THE PURPOSE; PROVIDING THAT THE DIRECTOR SHALL FIX THE DUTIES AND COMPENSATION OF THE EMPLOYEES; PRESCRIBING QUALIFICATIONS OF AGENTS; AUTHORIZING TRAVEL AND PERSONAL EXPENSE OF SUCH AGENTS; REQUESTING OKLAHOMA BUREAU OF INVESTIGATION TO ASSIST BOARD IN ENFORCEMENT OF LAWS; MAKING THE APPROPRIATIONS NONFISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 274, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 274—By General Conference Committee on Appropriations.

AN ACT RELATING TO THE OKLAHOMA ALCOHOLIC BEVERAGE CONTROL BOARD; CREATING THE OKLAHOMA ALCOHOLIC BEVERAGE CONTROL FUND; MAKING THE APPROPRIATIONS FOR OPERATION OF SAID BOARD; PROVIDING FOR EMPLOYMENT AND COMPENSATION OF PERSONNEL; PROVIDING FOR TRANSFER OF SURPLUS FUNDS; MAKING THE APPROPRIATIONS FISCAL; PROVIDING FOR SEVERABILITY; REPEALING ALL ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby created in the State Treasury a fund to be known as the Oklahoma Alcoholic Beverage control Fund which shall consist of revenues collected by the State from license fees, with any interest, fines or penalties levied by said Board, in accordance with the provisions of Section 63 (d), House Bill No. 825, Twenty-seventh Oklahoma Legislature.

SECTION 2. There is hereby appropriated to the Oklahoma Alcoholic Beverage Control Board from the Oklahoma Alcoholic Beverage Control Fund of the State Treasury, for the fiscal years indicated, the following amounts or so much thereof as may be necessary to carry out the provisions of the Oklahoma Alcoholic Beverage Control Act.

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Personal Services (Including O.A.S.I.) -----	\$ 154,860.00	\$ 216,500.00
Operating Expense -----	195,140.00	163,500.00
 Total -----	 \$ 350,000.00	 \$ 380,000.00

SECTION 3. The Oklahoma Alcoholic Beverage Control Board shall employ and fix the duties and compensation of the employees necessary to carry out the provisions of the Oklahoma Alcoholic Beverage Control Act in accordance with the following schedule:

TITLE	NUMBER AUTHORIZED	MINIMUM	MAXIMUM
Director -----	1	\$12,000	\$12,000
Assistant Director -----	1	8,000	8,000
Chief Agent -----	1	6,600	6,600
Chief Inspector -----	1	6,600	6,600
Agent -----	10	6,000	6,000
Inspector -----	10	6,000	6,000
Chief Accountant -----	1	7,200	7,200
Assistant Accountant -----	1	6,000	6,000
Stenographer-Clerk -----	5	3,600	3,600
Secretary -----	2	3,900	3,900
Clerk -----	6	3,300	3,300
 Total -----	 39		

SECTION 4. There is hereby appropriated from any monies in the Emergency Appropriation Fund for the Fiscal year ending June 30, 1959, not otherwise appropriated, the sum of One Hundred Thousand Dollars (\$100,000.00) to be used for Personal Services and Operating Expense of the Oklahoma Alcoholic Beverage Control Board for the fiscal year ending June 30, 1960.

SECTION 5. Any unobligated balance in the Oklahoma Alcoholic Beverage Control Fund at the close of each of the fiscal years for which the appropriations contained herein are made shall revert to the General Revenue Fund of the State of Oklahoma, except Ten Thousand Dollars (\$10,000.00) thereof, which amount shall be transferred to the Oklahoma Alcoholic Beverage Control Board for each of the two fiscal years after the close of the fiscal years ending June 30, 1960 and June 30, 1961.

SECTION 6. The appropriations made by this Act are fiscal and shall be available for encumbrance purposes to June 30 of the fiscal year for which they are made. Whenever an unencumbered balance exists ninety (90) days after the close of said fiscal year, such balance shall lapse and be transferred to the General Revenue Fund of the then current fiscal year.

SECTION 7. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 8. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 9. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist,

by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Cowden	Hurst
Dacus	Larason
Grantham	Levergood
King	Nance
Hamilton	Poynor
Pazoureck	Reneau
Pitcher	Roberts
Shoemake	Williams
Tipps	(Murray)
Trent	

Senator Fine moved that the vote be reconsidered by which the Conference Committee Report on **SB 274** was adopted, which motion was tabled upon motion of Senator Hope.

SB 274, 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:

Aye: Allen, Bailey, Baldwin, Boecher, Cartwright (Bryan), Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, King, McColgin, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Wilson (Beckham)—25.

Nay: Berrong, Breeden, Collins, Fine, Hamilton, Land, McClendon, Miskovsky, Morford, Stipe, Tipps, Wilson (Greer).—12.

Excused: Carrier, McSpadden.—2.

Not Voting: Cartwright (Seminole), Cobb, Field, Kerr, Walker.—5.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Mahan, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Wilson (Beckham), Wilson (Greer).—31.

Nay: Collins, Fine, Hamilton, McClendon, Miskovsky, Morford, Tipps.—7.

Excused: Carrier, McSpadden.—2.

Not Voting: Cartwright (Seminole), Cobb, Field, Walker.—4.

The emergency was declared passed.

SB 274, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Cowden announced that this is the birthday of Senator Ray Fine and led by Senator Cowden, "Happy Birthday" was sung in celebration of the event.

Senator Miskovsky moved that Senators Cowden, Collins and McClendon be designated and appointed by President Pro Tempore Garvin to prepare a resolution commending the outstanding work of Senator Fine done in this and previous sessions, which motion prevailed.

RESOLUTION

By unanimous consent, **SR 74** by Wilson (Greer), Garvin, Field, Hamilton, Cartwright (Bryan), Cartwright (Seminole), and Wilson (Beckham) was introduced, following which Senator Wilson (Greer) asked that all other members be made co-authors, which was the order.

SR 74, as co-authored, was read at length as follows, adopted upon motion of Senator Wilson (Greer) and referred for enrollment:

SENATE RESOLUTION NO. 74—By Wilson (Greer), Garvin, Field, Hamilton, Cartwright (Bryan), Cartwright (Seminole), Wilson (Beckham), Allen,

Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cobb, Collins, Cowden, Dacus, Easterly, Fine, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker.

A RESOLUTION EXPRESSING THE APPRECIATION AND GRATITUDE OF THE SENATE FOR THE FAITHFUL AND OUTSTANDING SERVICES OF MISS BILL SHIPLEY.

WHEREAS, The fine contributions and faithful service of some of the truly outstanding employees of our State government go unrecognized, and a rare and superlative quality of performance from such individuals comes to be expected and taken as a matter of course; and

WHEREAS, The members of the Senate of this Twenty-seventh Session of the Oklahoma Legislature are very proud to have had the benefit of the splendid service of Miss Bill Shipley, our Journal Clerk; and

WHEREAS, Miss Shipley has filled her post with dedication and distinction during many prior legislative sessions as well as this one; and

WHEREAS, Miss Shipley's guidance and assistance to the presiding officer of the Senate on the numerous occasions when he was confronted with the complexities which arise during a legislative session have been truly invaluable; and

WHEREAS, Her wide knowledge and understanding of the finer points of parliamentary procedure have always enabled her to call to the attention of many members of the Senate those applicable rules of procedure which are so easily forgotten during the heat of debate and in the anxiety over important legislation; and

WHEREAS, One of the most important and difficult tasks during a session of the State Senate, and one which is often taken for granted in the press of

the day to day routine of Senate business, is the ordering and arranging of each daily issue of the Senate Journal, which must be done after the adjournment of each session, and which task has invariably been accomplished by our Journal Clerk with the greatest accuracy and most unfailing promptness; and

WHEREAS, Miss Shipley's service has not only been characterized by high ability and great knowledge but by a rare devotion to the State Senate and its members, and she has always been loyal to the Senate to the degree she has never been known to criticize this Body or any of its members, and has most faithfully respected the many confidences entrusted to her; and

WHEREAS, The members of the State Senate have come to rely upon Miss Shipley's outstanding performance of her duties to the extent that it would be almost impossible to conduct the daily sessions of this body without her knowledge and ability, and her personal qualities of devotion and dedication to this Body and her duties have earned her a permanent place in the esteem and affection of each member of this legislative Body which she has so faithfully served.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

That the members of the State Senate, now duly assembled, do by this inadequate means attempt to express their great appreciation to Miss Bill Shipley for her long and distinguished service to this Body, their most hearty and sincere commendations for this service and the many contributions described herein, and last but not least, the truly heartfelt esteem and affection which each member feels for her as a person.

Senator Wilson (Greer) paid tribute to Miss Shipley, for her knowledge and

distinguished service following which Senator Cowden highly praised her for her ability and devotion through her many years of service in the Senate, and commented that her name was synonymous with integrity and loyalty to the members.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 510, 519, 533, 683, 776, 794, 799, 830, 857 and 868, as amended.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed SB 328.

The above numbered Bill was referred for enrollment.

MESSAGE FROM HOUSE

Returning following Bill, together with Second Conference Committee Report thereon, advising adoption of Second Conference Committee Report and passage of Measure as amended: Engrossed SB 83.

The above numbered Bill, as amended in Conference, was referred for enrollment.

Senator Cartwright (Bryan) presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 58, 212, 236, 265, 272, 288 and SB 172—Coauthored by Bower.

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

HB 932, by Richeson, et al of the House and Harris and Cartwright (Bryan), was read and considered.

Senator Cartwright (Seminole) moved to amend HB 932, lines 10 and 11, page 6, by striking on line 10 the figures, "\$50,000.00," and inserting in lieu thereof, the figure, "\$25,000.00," and on line 11 by striking the figure, "\$100,000.00," and inserting in lieu thereof, the follow-

ing: "\$50,000.00, not more than ten per cent of which sums shall be used as attorneys' fees," which amendment was declared adopted.

Senator Field moved to amend HB 932, line 12, page 4, by striking after the word, "into," and before the word, "shall," on line 13, the language, "to the contrary," and inserting the following: "relating to turnpikes not now financed or under construction," which amendment was declared adopted.

Senator Hamilton moved to amend HB 932, line 16, page 7, by placing a period after the word, "Account," and strike lines 17 and 18 on page 7, and strike the language, "reimbursement actually received," on line 1, page 8, which motion was tabled upon motion of Senator Baldwin.

Senator Hamilton moved to amend HB 932, line 6, page 8, by placing a period after the word, "projects," striking the remainder of line 6, and all of lines 7 and 8, which amendment was declared adopted.

Senator Harris moved to amend HB 932, line 5, page 18, by inserting between the words, "airport," and "provided," the following: "Provided further The Oklahoma Turnpike Authority and the Oklahoma Department of Highways are hereby authorized to enter into an agreement for the construction by the Department of Highways of a four-lane divided, toll free bridge on a United States or State Highway across the South Canadian River South of Will Rogers Airport and West of May Avenue, with one-fourth of the cost of said bridge and the approaches thereto to be paid by the Oklahoma Turnpike Authority, and the remaining three-fourths to be paid from State and Federal-Aid Funds; and in the event said bridge is constructed in this manner then said turnpike gate or terminus may be south of said bridge and more than three (3) miles from said airport."

Senator Allen moved to table the Harris amendment, which motion failed of adoption.

The vote occurring on the Harris amendment, it was declared adopted.

Senator Shoemake moved to amend **HB 932**, Section 7, lines 15 and 16, page 18, by striking the word, "between," on lines 15 and 16 and substituting the word, "with," and striking on line 16 after the word, "turnpike," the balance of line 16 and all of lines 17 and 18 and substituting the following: "or a State or National Highway in the vicinity of Tulsa and west and south of the Arkansas River."

Senator Land, as a substitute, moved to amend **HB 932**, lines 15 and 18, page 18, by striking the syllable, "be," on line 15 and all of lines 16, 17 and 18 and substituting the following: "with or near the Will Rogers and/or Turner Turnpike in the vicinity of Tulsa," which amendment was tabled upon motion of Senator Collins.

Senator Cowden moved to table the Shoemake amendment, which motion prevailed.

Senator Allen moved to amend **HB 932**, page 2, by striking Section 1 and renumbering the remaining sections.

Senator Cowden asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Baldwin moved to table the Allen amendment, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Baldwin, Cartwright (Bryan), Cartwright (Seminole), Dacus, Easterly, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Miskovsky, Payne, Pazoureck, Stipe, Walker.—21.

Nay: Allen, Berrong, Boecher, McColgin, Mahan, Ritzhaupt, Sandlin, Tipps, Trent, Wilson (Beckham).—10.

Excused: Carrier, Cowden, McSpadden.—3.

Not Voting: Breeden, Cobb, Collins, Field, Fine, Garvin, Morford, Pitcher, Shoemake, Wilson (Greer).—10.

Senator Allen moved to amend **HB 932**, line 9, page 11, by adding after the word, "Court," the following sentence: "Provided further that a thirty-one (31) day notice shall be given to the governing board of any incorporated city or town within ten (10) miles of the proposed turnpikes before the application is heard by the Supreme Court," which amendment was tabled upon motion of Senator Miskovsky.

Senator Ritzhaupt moved to amend **HB 932**, line 17½, page 13, by adding a new paragraph as follows: "Subsection (b) shall not become effective until January 1, 1963," which amendment was tabled upon motion of Senator Harris.

Senator Tipps moved to amend **HB 932**, line 14, page 18, by striking after the word, "west," all of lines 14, 15 and 16 to the word, "then," on line 17, and substituting the words, "extending north on a route lying west of Ardmore," which amendment was tabled upon motion of Senator Kerr.

Senator Allen moved to amend **HB 932**, line 9, page 30, by adding a new section 10 and renumbering the remaining sections: "Section 10. If bonds for the payment of the cost of a Southwest Turnpike Project have not been sold at the expiration of two (2) years from the effective date of this Bill, then this Bill shall be of no further force or effect and shall, thereafter, be disregarded by the Oklahoma Turnpike Authority, the State Highway Commission, and the Oklahoma Tax Commission," which amendment was tabled upon motion of Senator Miskovsky.

Senator Miskovsky moved to amend **HB 932**, line 1, page 21, Section 7, Paragraph (f) by striking after the word, "projects," and before Paragraph (g) all of lines 2, 3, 4, 5, 6, 7, 8, 9 and 10 reading as follows: "provided that

any such bonds must be sold in compliance with the same provisions that now apply to the sale of bonds by the State of Oklahoma or any of its subdivisions and by bids on such terms and to such bidders as will secure the Oklahoma Turnpike Authority the most advantageous sale; that said bonds shall be issued and sold only as and when revenue therefrom is immediately needed by the Authority for the purpose for which such bonds are authorized" which amendment was adopted by unanimous consent upon request of Senator Harris.

Senator Allen moved to amend **HB 932**, line 7, page 18, by adding after the word, "Chickasha," a new sentence as follows: "If bonds for the payment of the cost of a Southwest Turnpike Project have not been sold at the expiration of two (2) years from the effective date of this section, then this Section shall be of no further force or effect and shall, thereafter, be disregarded by the Oklahoma Turnpike Authority, the State Highway Commission and the Oklahoma Tax Commission," which amendment was tabled upon motion of Senator Miskovsky.

Senator Tipps moved to amend **HB 932**, line 14, page 18, by striking after the word, "west," all the lines 14, 15 and 16 to the word, "then," on line 17 and substituting, "extending north on a route lying west of Madill," which amendment was tabled upon motion of Senator Miskovsky.

Senator Land moved to amend **HB 932**, line 1, page 19, Section 7, by striking all of lines 1 to 8 inclusive on page 19, which amendment was tabled upon motion of Senator Baldwin.

Senator Shoemake moved to amend **HB 932**, line 8½, page 19, by adding a new subsection (5) as follows: "(5) a Turnpike, or any part or parts thereof, between Tulsa and Muskogee," which amendment was tabled upon motion of Senator Baldwin.

Senator Miskovsky moved to amend **HB 932**, line 8, page 27, by inserting after the word, "contract," and before the Paragraph (o) the following: "On all highway construction projects, the Authority shall take bids on both asphaltic concrete surfacing and Portland Cement surfacing," which amendment was tabled upon motion of Senator Baldwin.

Senator Allen moved to amend **HB 932**, line 3, page 29, by striking Section 8 and renumbering the remaining sections, which amendment was tabled upon motion of Senator Baldwin.

Senator Tipps moved to amend **HB 932**, line 14, page 18, by striking after the word, "west," all of lines 14, 15 and 16 to the word, "then," on line 17 and substituting the words, "extending north on a route lying west of Hochatown."

Senator Miskovsky, asked to be made a co-author of the Tipps amendment, which was the order.

By unanimous consent, the Tipps-Miskovsky amendment was withdrawn.

Senator Allen moved that the vote be reconsidered by which Senator Miskovsky's motion to table his amendment to line 9, page 11, was adopted.

Senator Harris, as a substitute, moved that **HB 932**, as amended, be advanced to engrossment, which motion prevailed.

Senator Baldwin asked unanimous consent that the rules of the Senate be suspended, and that **HB 932**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 932 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, Land, McClendon, Mahan, Miskov-

sky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Walker.—27.

Nay: Allen, Berrong, Breeden, Fine, King, McColgin, Pitcher, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—12.

Excused: Carrier, Cowden, McSpadden.—3.

Not Voting: Cobb, Herndon.—2.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Walker.—30.

Nay: Allen, Berrong, Breeden, Pitcher, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—9.

Excused: Carrier, Cowden, McSpadden.—3.

Not Voting: Cobb, Herndon.—2.

The emergency was declared passed.

HB 932, as amended, was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Allen moved the vote be reconsidered by which **HB 932** was passed.

As provided under the rules, and adjournment date having been arrived at, President Pro Tempore Garvin advised consideration of the Allen motion must be had when made.

Senator Miskovsky moved to table the Allen motion, which motion was declared adopted.

Senator Breeden asked to be shown excused for the remainder of this legislative day, which was the order.

Senator Wilson (Beckham) presiding

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 2 correctly enrolled.

Enrolled **SB 2**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Cartwright (Bryan) presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 58, 74, 80, 81, 82, 212, 236, 265, 272 and **288** each correctly enrolled.

Enrolled **SBs 58, 74, 80, 81, 82, 212, 236, 265, 272** and **288**, after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Garvin presiding.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 539** and **861**.

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 22**, as amended.

HAs to **SB 22** read as follows, rejected upon motion of Senator Wilson (Beckham), and conference requested:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 22, Page 1, the **TITLE** thereof, by striking the **TITLE** and substituting the following:

"**AN ACT RELATING TO COUNTY OFFICERS SALARIES.**"

AMENDMENT NO. 2. Page 3, **SECTION 5**, Lines 19 and 20 by striking

after the words "shall be" in Line 19 the words and figures "Three Thousand Three Hundred Dollars (\$3,300.00)" and inserting therefor the words and figures "Three Thousand Nine Hundred Dollars (\$3,900.00)".

AMENDMENT NO. 3. Page 6, SECTION 7, Line 13 by striking the words and figures "Five Thousand Dollars (\$5,000.00)" and inserting therefor the words and figure "Six Thousand Dollars (\$6,000.00)";

AMENDMENT NO. 4. Page 6, SECTION 7, Lines 16 and 17 by striking the words and figure "Five Thousand Dollars (\$5,000.00)" and inserting therefor the words and figure "Six Thousand Dollars (\$6,000.00)";

AMENDMENT NO. 5. Page 6, SECTION 7, Line 21 by striking the words and figure "Five Thousand Dollars (\$5,000.00)" and inserting therefor the words and figure "Six Thousand Dollars (\$6,000.00)";

AMENDMENT NO. 6. Page 7, SECTION 8, Line 29 by striking after the word "exceed" the words and figure "ninety per cent (90%)" and inserting in lieu therefor the words and figure "eighty per cent (80%)";

AMENDMENT NO. 7. Page 8, SECTION 9, Line 15 by striking the remainder of line 15 after the word "State" and all of line 16 and the word "Census" on line 17 and by striking all of line 19 after the word "attorney"; add a period (.) and strike all of the balance of SECTION 9.

AMENDMENT NO. 8. Page 10, SECTION 14, Line 3 by inserting after the figure "6A-b" the figure "6Au" and by striking the word "and" after the figure "6Aab" and inserting after the figure "6Aac" the figure and word "and 7A"; and by inserting after the figure "95" the figure "104"; and by striking the word "and" and after the figure "105" and adding after the figure "107" the word and figure "and 112",

President Pro Tempore Garvin having been authorized to appoint Senate Conferees appointed as the Conferees under the following numbered bill the names shown:

SB 22—Wilson (Beckham),
Sandlin,
King.

CONFERENCE COMMITTEE REPORT

The following Conference Committee report on SB 43 was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT
OF THE SENATE
AND THE SPEAKER OF THE HOUSE
OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 43 and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO THE OKLAHOMA PLANNING AND RESOURCES BOARD AND MAKING APPROPRIATIONS TO THE OKLAHOMA PLANNING AND RESOURCES BOARD; PROVIDING FUNDS FOR OPERATION OF THE DIVISION OF STATE PARKS, DIVISION OF FORESTRY, DIVISION OF PLANNING AND ADMINISTRATION, AND THE TOURIST BUREAU; MAKING APPROPRIATIONS FOR PURCHASE AND DEVELOPMENT OF CERTAIN AREAS; MAKING CAPITAL OUTLAY APPROPRIATION FOR VARIOUS PARKS AND RECREATIONAL AREAS; PROVIDING FOR APPOINTMENT AND COMPENSATION OF OFFICIALS AND EMPLOYEES; PROVIDING FOR AGREEMENTS WITH THE FEDERAL GOVERNMENT; * * * AND DECLARING AN EMERGENCY.

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee

Substitute for Engrossed Senate Bill No. 43, attached hereto, BE ADOPTED.

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 43
—By General Conference Committee on Appropriations.

AN ACT RELATING TO THE OKLAHOMA PLANNING AND RESOURCES BOARD AND MAKING APPROPRIATIONS THERETO; PROVIDING FUNDS FOR OPERATION OF THE DIVISION OF STATE PARKS, DIVISION OF FORESTRY, DIVISION OF PLANNING AND ADMINISTRATION, AND THE TOURIST BUREAU; MAKING APPROPRIATION FOR PURCHASE AND DEVELOPMENT OF CERTAIN AREAS; MAKING CAPITAL OUTLAY APPROPRIATIONS FOR VARIOUS PARKS AND RECREATIONAL AREAS; PROVIDING FOR APPOINTMENT AND COMPENSATION OF OFFICIALS AND EMPLOYEES; PROVIDING FOR AGREEMENTS WITH THE FEDERAL GOVERNMENT; AUTHORIZING PAYMENT OF PREMIUMS FOR WORKMEN'S COMPENSATION AND OTHER

NECESSARY INSURANCE; PROVIDING FOR TRANSFER OF FUNDS, RECORDS AND EQUIPMENT, FOR EDITORIAL AND PUBLICATIONS BOARD TO OKLAHOMA PLANNING AND RESOURCES BOARD; MAKING THE APPROPRIATIONS NONFISCAL; REAPPROPRIATING CERTAIN FUNDS; PROVIDING FOR SEVERABILITY; REPEALING ALL ACTS 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 may be necessary to accomplish the purpose designated, are hereby appropriated to the Oklahoma Planning and Resources Board from the General Revenue Fund of the State of Oklahoma for the fiscal years indicated, with the provisions that where it is unnecessary to expend the amount appropriated for a specific purpose, said amounts not expended may be expended for any other of the several purposes designated in the appropriations.

Fiscal Year Ending	Fiscal Year Ending
June 30, 1960	June 30, 1961

DIVISION OF STATE PARKS

The following appropriation shall be for the expenses of personal services, premiums of workmen's compensation and other necessary insurance, travel, supplies, construction, equipment, acquisition of land needed for park purposes, and any other expenses necessary to the efficient and effective operation of the State Park System ----

\$1,108,785.00	\$1,108,785.00
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DIVISION OF FORESTRY

Expenses of personal services, maintenance and operation, including premiums of workmen's compensation and other necessary insurance, travel, supplies, construction, equipment, and any other expenses necessary to the efficient and effective operation of the Forestry Division -----
For construction of Four (4) Observation Towers--

204,500.00	204,500.00
48,000.00	—

DIVISION OF PLANNING AND
ADMINISTRATION

Expenses of personal services, including per diem of Board Members; maintenance and operation, including travel, premiums of workmen's compensation insurance and any other expenses necessary to the efficient and effective operation of this Division, including a sum not to exceed \$1,500.00 for planning and engineering of park sites in cooperation with the Army Engineers in connection with Keystone, Eufaula and Oologah Lakes ----- 96,015.00 96,015.00

TOURIST BUREAU

Expenses of personal services, maintenance and operation, including travel, printing supplies, movies, exhibits, promotion, advertising, and any other expenses necessary to the efficient and effective operation of this Division, including all actual expenses in connection with the promotion of Oklahoma's Tourist Attractions ----- 82,500.00 82,500.00

SPECIAL APPROPRIATIONS

American Indian Exposition -----	5,000.00	5,000.00
Pawnee Indian Exposition -----	1,200.00	1,200.00
Cheyenne-Arapaho Pow-Wow -----	500.00	500.00
Sac-Fox Indian Exposition -----	1,000.00	1,000.00
Otoe-Missouri Pow-Wow -----	500.00	500.00
Ponca Indian Pow-Wow -----	750.00	750.00
Rush Springs Watermelon Festival -----	1,000.00	1,000.00
 Total -----	 \$1,549,750.00	 \$1,501,750.00

SECTION 2. There is hereby appropriated to the Planning and Resources Board from any monies deposited to the credit of the Emergency Appropriation Fund in the State Treasury for the fiscal year ending June 30, 1959, not otherwise appropriated, the following amounts for the purposes stated:

A. Two Thousand Five Hundred Dollars (\$2,500.00) for the purchase from the Oklahoma State School Land Commission of a permanent easement on and over the Southwest quarter of the Southwest quarter (SW $\frac{1}{4}$ of the SW $\frac{1}{4}$) of Section 23 and the West one-half of the Northwest quarter (W $\frac{1}{2}$ of the NW $\frac{1}{4}$) of Section 26, all in Township Twenty-four North (T24N), Range Sixteen West (R16W), of the Indian Meridian (I.M.), Woods County, Oklahoma,

for the purpose of creating a State recreational area to be known as "Little Sahara State Recreation Area".

B. Ten Thousand Dollars (\$10,000.00) for the development of the above described property in the manner in which the other State recreation areas of Oklahoma have been developed and which will best realize the potentialities of this property as a tourist attraction and outdoor recreational center.

C. Seventy-five Thousand Dollars (\$75,000.00) for the purchase of the West Half (W $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$); and South Half (S $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$); and the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of the

Southeast Quarter (SE $\frac{1}{4}$); and the Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); and the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$); and the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$); and the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) and the East Half (E $\frac{1}{2}$) of the East Half (E $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) and the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) and all of the land lying East of Fourche-Moline Creek in the Southwest Quarter (SW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$), all in Section Seven (7), Township Six (6) North, Range Nineteen (19) East, except an undivided one-half ($\frac{1}{2}$) interest in the mineral rights, including oil and gas, in, under, or on the following part thereof: The Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$), and the Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$), and the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$), all in Section Seven (7), Township Six (6) North, Range Nineteen (19) East of the Indian Meridian.

The State Planning and Resources Board is further authorized and directed to include an exchange of title of the following described lands owned by the State of Oklahoma:

The East one-half (E $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$) and the Southeast Quarter (SE $\frac{1}{4}$) of Section Nine (9), Township Three (3) North, Range Twenty-three (23) East; and the East one-half (E $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) and the Northeast Quarter

(NE $\frac{1}{4}$) of Section Sixteen (16), Township Three (3) North, Range Twenty-three (23) East, Leflore County, Oklahoma, to the Choctaw Area Council Incorporated Boy Scouts of America.

SECTION 3. The State Planning and Resources Board is hereby empowered and directed to purchase the property interest described, and to develop such property in the manner described in Section 2 of this Act.

SECTION 4. There is hereby appropriated from the General Revenue Fund for the fiscal year ending June 30, 1960, the sum of Two Hundred Forty-eight Thousand Six Hundred Fifty-five Dollars (\$248,655.00); and there is hereby appropriated from the General Revenue Fund for the fiscal year ending June 30, 1961, the sum of Two Hundred Forty-eight Thousand Six Hundred Fifty-five Dollars (\$248,655.00), not otherwise appropriated, or so much thereof as may be necessary for the purpose of capital improvements and the purchase of new equipment during the fiscal years ending June 30, 1960, and June 30, 1961, with the provision that there be expended out of the appropriation made by this Section not to exceed the following amounts:

Alabaster Caverns	\$11,000.00
Beavers Bend	14,500.00
Black Mesa	30,000.00
Boiling Springs	5,000.00
Greenleaf	50,500.00
Lake Murray	63,000.00
Osage Hills	16,500.00
Quartz Mountain	33,000.00
Red Rock Canyon	8,200.00
Robbers Cave	10,900.00
Roman Nose	43,000.00
Sequoyah	17,000.00
Tenkiller	12,000.00
Texoma	15,500.00
Lake Wister	65,600.00
Clayton Lake	7,000.00
Boggy Depot	4,550.00
Cherokee Recreation Area	3,700.00

Honey Creek -----	3,200.00
Twin Bridges -----	3,200.00
Raymond Gary Recreation Area -----	4,700.00
Great Salt Plains -----	40,000.00
Heyburn -----	6,500.00
Sequoyah Bay -----	3,500.00
Spavinaw -----	7,000.00
Black Kettle -----	1,500.00
Fort Gibson -----	2,000.00
Indian Hall of Fame -----	3,500.00
Murrell Home -----	2,160.00
Pioneer Woman -----	2,000.00
Sequoyah Memorial -----	1,000.00
Tucker Tower -----	6,000.00

SECTION 5. The appropriations made for Roman Nose State Park shall include funds for the purchase of the following described land, known as American Horse Canyon:

Southwest Quarter (SW $\frac{1}{4}$) of Section 5, Township 13 North (T13N), Range 12 West (R12W), Lots Three and Four of the South Half (S $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section 5, Township 13 North (T13N), Range 12 West (R12W), and Lots One and Two of the South Half (S $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 5, Township 13 North (T13N), Range 12 West (R12W).

SECTION 6. The Oklahoma Planning and Resources Board shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the Planning and Resources Board by law, and shall incur other necessary expenses payable from the appropriations made by this Act.

SECTION 7. All funds appropriated by this Act may be used and expended in conjunction or cooperation with any Federal Agency or instrumentality under the Federal Government under such terms and conditions as may be necessary to obtain grants or Federal Aid Assistance. The Oklahoma Planning and Resources Board is hereby authorized to collect, receive, and use any

and all grants or reimbursements made available through any agency of the Federal Government, provided, however, such funds shall be deposited in the State Treasury and disbursed in accordance with the agreement between the Oklahoma Planning and Resources Board and the applicable Federal Agency.

SECTION 8. The Oklahoma Planning and Resources Board is authorized to pay from the appropriations herein made, premiums for Workmen's Compensation and other necessary insurance.

SECTION 9. All funds, properties, records, equipment and supplies now owned, and in use by, the Editorial and Publications Board shall be transferred to, and become the property of, the Oklahoma Planning and Resources Board, all contracts, leases and such other agreements as may have been entered into by the Editorial and Publications Board, and such responsibilities as are in effect on the effective date of this Act, shall be assumed by, and become binding on, the Oklahoma Planning and Resources Board. The Oklahoma Planning and Resources Board shall be responsible for the editing and publishing of the magazine "Oklahoma Today."

SECTION 10. The Oklahoma Planning and Resources Board is hereby directed to provide Sixty Thousand Dollars (\$60,000.00) for the fiscal year ending June 30, 1960, and Sixty Thousand Dollars (\$60,000.00) for the fiscal year ending June 30, 1961, from any funds made available to the Oklahoma Planning and Resources Board other than the funds appropriated to the Oklahoma Planning and Resources Board, for the publication of the magazine "Oklahoma Today." These funds shall not include any revenue received from the sale of copies or subscriptions of the magazine "Oklahoma Today."

SECTION 11. The amount appropriated by Sections 1 and 3 of Senate

Bill No. 104, Twenty-sixth Session of the Oklahoma Legislature, is hereby continued and reappropriated in the original amount as adjusted by transfer, less the amount which has been expended up to and including the date of June 30, 1959, which amount shall be allocated by the Planning and Resources Board to the State Parks, and shall be used for the maintenance and operation of said parks.

SECTION 12. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 13. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 14. All Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

SECTION 15. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees:	House Conferees:
Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Bullard
Boecher	Fuller
Breeden	Hurst
Cowden	Larason
Dacus	Levergood
Grantham	Nance
King	Poynor
Hamilton	Reneau
Pazoureck	Roberts
Pitcher	Sparger
Shoemake	Williams
Tipps	(Murray)
Trent	

SB 43, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Breeden, Carrier, Cowden, McSpadden.—4

Not Voting: Cobb, Hall, Herndon, Kerr, Miskovsky.—5.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, King, Land, McClendon, McColgin, Mahan, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Excused: Breeden, Carrier, Cowden, McSpadden.—4

Not Voting: Cobb, Hall, Herndon, Kerr, Miskovsky.—5.

The emergency was declared passed.

SB 43, together with Conference Committee Report thereon, was 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 581**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 581** was read and adopted upon motion of Senator Hope:

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. 581, and Engrossed Senate Amendments thereto, entitled:

AN ACT MAKING AN APPROPRIA-

TION TO THE STATE HIGHWAY DEPARTMENT; PROVIDING FOR THE FUNDS TO BE EXPENDED TO PAY LEGAL OBLIGATIONS INCURRED BY THE STATE DEPARTMENT OF HIGHWAYS AND THE STATE HIGHWAY COMMISSION FOR THE CONSTRUCTION AND MAINTENANCE OF ROADS AND HIGHWAYS AND OTHER NECESSARY EXPENSES; PROVIDING FOR THE PAYMENT OF ADMINISTRATIVE EXPENSES OF THE STATE HIGHWAY COMMISSION; * * * AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the attached Conference Committee Substitute be adopted.

CONFERENCE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 581—By General Conference Committee on Appropriations.

AN ACT RELATING TO THE STATE HIGHWAY DEPARTMENT; MAKING APPROPRIATIONS TO THE STATE HIGHWAY DEPARTMENT; PROVIDING FOR THE FUNDS TO BE EXPENDED TO PAY LEGAL OBLIGATIONS INCURRED BY THE STATE DEPARTMENT OF HIGHWAYS AND THE STATE HIGHWAY COMMISSION FOR THE CONSTRUCTION AND MAINTENANCE OF ROADS AND HIGHWAYS AND OTHER NECESSARY EXPENSES; PROVIDING FOR THE PAYMENT OF ADMINISTRATIVE EXPENSES OF THE STATE HIGHWAY COMMISSION; PROVIDING FOR THE PAYMENT OF BOND PREMIUMS AND PREMIUMS OF WORKMEN'S COMPENSATION INSURANCE, PAYMENT OF PREMIUMS ON PUBLIC LIABILITY AND PROPERTY DAMAGE INSURANCE AND PAYMENT OF COMPENSATION DUE INJURED WORKMEN UNDER WORK-

MEN'S COMPENSATION LAW; PROVIDING FOR THE PAYMENT OF OTHER NECESSARY EXPENSES INCURRED BY THE STATE HIGHWAY DEPARTMENT; MAKING AN APPROPRIATION FROM THE GENERAL REVENUE FUND AND THE EMERGENCY APPROPRIATION FUND TO THE STATE HIGHWAY DEPARTMENT; PROVIDING FOR THE METHOD OF DISBURSEMENT OF FUNDS AND ISSUANCE OF CONTRACTS; APPROPRIATING ANY CASH SURPLUS ABOVE THE APPROPRIATION MADE BY THIS ACT FROM THE STATE HIGHWAY CONSTRUCTION AND MAINTENANCE FUND; AMENDING TITLE 69, SECTION 20.6, O.S. 1951, CREATING OFFICE OF STATE HIGHWAY DIRECTOR AND FIXING THE SALARY; MAKING THE PROVISIONS OF THIS ACT SUBJECT TO THE PROVISIONS OF TITLE 62, SECTION 41.1 THROUGH SECTION 41.8, O.S. 1951, PROVIDING FOR THE FILING OF BUDGET ESTIMATES WITH THE STATE BUDGET DIRECTOR; MAKING THE 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 to the State Highway Department from any revenues accruing to the State Highway Construction and Maintenance Fund, not otherwise appropriated, the sum of Thirty Million Eight Hundred Fifty-five Thousand Four Hundred Fifty-one Dollars (\$30,855,451.00) for the fiscal year ending June 30, 1960, and the sum of Thirty Million Eight Hundred Fifty-five Thousand Four Hundred Fifty-one Dollars (\$30,855,451.00) for the fiscal year ending June 30, 1961; to be used and expended by the Department of Highways of the State of Oklahoma

to pay legal obligations incurred in the operation of the Department of Highways and the State Highway Commission, and in the construction and maintenance of roads and highways, and to pay the expenses of operating and maintaining the State Highway System and all expenses incurred in constructing, repairing and maintaining State highways, farm-to-market roads and county highways as authorized by law, including, but not excluding, necessary and convenient items not specifically mentioned herein; salaries, wages, and lawful expenses of members of the State Highway Commission and the State Highway Director, and the employees, attorneys and other professional help of the Department of Highways; the purchase of office supplies, furniture, fixtures, and equipment; the construction, maintenance and repair of needed warehouses, garages, division headquarters and other needed buildings; the payment of bond premiums and premiums of Workmen's Compensation Insurance, payment of premiums on Public Liability and Property Damage Insurance; payment of compensation due injured workmen under Workmen's Compensation Law; the purchase of materials, tools, machinery, motor vehicles and equipment necessary or convenient in the operation of the Department of Highways and the construction and maintenance of roads and highways; the payment of witnesses' fees, appraisers' fees, sheriffs' mileage, and publication cost in actions to appropriate rights-of-way, land or materials needed in the construction or maintenance of roads and highways; payment of any expenses which may be necessary or convenient in constructing and maintaining roads and highways and in accomplishing the purposes for which the State Highway Commission and the Department of Highways was created; the acquisitions by purchase of rights-of-way and land, the payment of any final judgment ren-

dered by a court of competent jurisdiction in eminent domain proceedings for the taking or damaging of real or personal property for which the State is liable under the provisions of Section 24, Article II, of the Constitution, for ex-

pense of audit as provided by law.

SECTION 2. The following amounts, from the funds designated, are hereby appropriated to the State Highway Department for each of the fiscal years indicated:

	Fiscal Year Ending June 30, 1960	Fiscal Year Ending June 30, 1961
Emergency Appropriation Fund for Fiscal Year Ending June 30, 1959 -----	\$ 6,912,500.00	\$
General Revenue Fund for Fiscal Year Ending June 30, 1960 -----	3,058,845.00	
General Revenue Fund for Fiscal Year Ending June 30, 1961 -----		6,150,871.28
 Total -----	 \$ 9,971,345.00	 \$ 6,150,871.28

Said appropriations shall be transferred, and are hereby appropriated to the State Highway Construction and Maintenance Fund and shall be expended in the same manner and for the same purposes as other monies accruing to the credit of the State Highway Construction and Maintenance Fund.

SECTION 3. No obligation shall be incurred during any fiscal year in excess of the unencumbered balance of the appropriations made by Section 1 of this Act, as adjusted by the State Budget Director. Construction contracts and purchase orders issued by the State Highway Department, setting forth the actual or estimated cost of construction as consideration for the cost of work to be done or services, supplies and equipment to be furnished, shall constitute obligations within the meaning of this Act. Monthly, bi-monthly or weekly payrolls of the State Highway Department shall constitute current charges and shall become obligations against the State Highway Construction and Maintenance Fund at the time the payrolls are filed with the State Budget Director for payment.

SECTION 4. Whenever, during any fiscal year, a cash surplus accrues to the credit of the State Highway Con-

struction and Maintenance Fund in excess of the amount required to finance the appropriations made from said fund for that fiscal year, said cash surplus is hereby appropriated to the State Highway Department to be used for the same purposes as other funds appropriated by Section 1 of this Act; provided, however, that the State Highway Department shall not incur obligations thereunder in excess of the unencumbered balance of such cash surplus.

SECTION 5. To prevent obligations being incurred in excess of the revenue to be collected during any fiscal year, the appropriations made by Sections 1 and 2 of this Act and the cash surplus, if any, shall be subject to the provisions of Title 62, Section 41.1 through 41.38, Oklahoma Statutes 1951.

SECTION 6. The State Highway Department shall be required to file budget estimates with the State Budget Director in the manner prescribed, and at the time required by law, for each fiscal year of the ensuing biennium following each regular session of the Legislature. Planning of road programs shall be on a fiscal year basis and shall show the estimated amount of revenue available to finance said budget from existing revenue laws.

SECTION 7. Title 69, Section 20.6, Oklahoma Statutes 1951, as amended by Senate Bill No. 440, Twenty-fourth Session of the Oklahoma Legislature, is hereby amended to read as follows:

§ 20.6. There is hereby created the office of State Highway Director, to be elected by a majority vote of the entire Commission, who shall serve at the pleasure of the Commission. He shall be a qualified and competent engineer, and shall receive an annual salary to be fixed by a majority vote of the entire Commission, not to exceed the sum of *Twenty Thousand Dollars* (\$20,000.00) per annum, payable monthly, together with his actual and necessary expenses incurred in the performance of his official duties while away from Oklahoma City, Oklahoma.

SECTION 8. There is hereby appropriated any money accruing to the credit of the Emergency Appropriation Fund for the fiscal year ending June 30, 1960, in excess of all appropriations heretofore made by the Legislature from said money, to the State Highway Department for the purpose of the construction of highways. Said appropriation shall be transferred and is hereby appropriated to the State Highway Construction and Maintenance Fund and shall be expended in the same manner and for the same purposes as other monies accruing to the credit of the State Highway Construction and Maintenance Fund.

SECTION 9. The appropriations made by this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 10. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 11. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Boecher	Arrington
Breeden	Bullard
Cowden	Fuller
Dacus	Garrison
Grantham	Hurst
Hamilton	Levergood
Pazoureck	Nance
Tipps	Poynor
Trent	Reneau
	Roberts
	Sparger
	Williams
	(Murray)

HB 581, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Cobb, Hall, Kerr, Walker.—4.

The Bill, as amended in Conference was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Cobb, Hall, Kerr, Walker.—4.

The emergency was declared passed.

HB 581, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Shoemake, the Senate concurred in **HAs** to **SB 295**.

SB 295, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Collins, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Nay: Cartwright (Seminole).—1.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Cobb, Dacus, Hall, Kerr, Mahan, Walker.—6.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HJR 517, by Arrington, et al of the House and Collins and Bailey of the Senate, was read and considered.

Senators Berrong, Easterly, Field, McColgin, Fine, Land, Hamilton and Harris asked to be made co-authors of **HJR 517**, which was the order.

Upon motion of Senator Collins, **HJR 517** was advanced to engrossment.

Senator Collins asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HJR 517** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HJR 517 was read for the third time at length, as follows:

ENGROSSED HOUSE JOINT RESOLUTION NO. 517--By Arrington, Poyner, Davis, Sparks, Mountford, Wolf, Fuller, Nance, McCarty, Foster, Cook, Taliaferro, Willis (Cherokee), Larason, Rogers, Cox, Howard, Hopkins, Forsythe, Bradley (Tulsa), McGahey, McCune and Johnston of the House, and Collins and Bailey of the Senate.

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT TO ARTICLE X, OKLAHOMA CONSTITUTION, BY ADDING A NEW SECTION THERETO; PROVIDING FOR A BOND ISSUE FOR HIGHER EDUCATION AND A SCHOOL AND HOSPITAL FOR THE MENTALLY RETARDED; PROVIDING FOR SPECIAL ELECTION; AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND SENATE OF THE TWENTY-SEVENTH 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 by adding a new section to said Article X, to be known as Section 34 of said Article X, as follows:

Section 34. The Legislature of the State of Oklahoma is hereby authorized to enact a law or laws whereby the State may become indebted in an amount not to exceed Thirty-five Million. Five Hundred Thousand Dollars (\$35,500.00) for the purpose of constructing new buildings and other capital improvements and for equipping, remodeling, modernizing and repairing any and all existing buildings and capital improvements at the constituent institutions of the Oklahoma State System of Higher Education, provided that Five Million Dollars (\$5,000,000.00) shall be used to construct and equip a School and Hospital for Mentally Retarded Children in Northeastern Oklahoma, out of said monies such law or laws shall provide for the payment and discharge of the principal of such debt, together with principal and interest on such indebtedness, from one or more of the following sources of State income as follows:

1. Any remainder of revenue available from the revenues lawfully levied and collected by the State of Oklahoma on the sale of cigarettes not already committed to other obligations of the State of Oklahoma;

2. Allocations by the Legislature of the State of Oklahoma from any monies in the general revenue fund of the State not otherwise obligated, committed or appropriated; and

3. That proceeds of any tax which the Legislature may impose and collect for the purpose of paying the principal and interest on the indebtedness herein authorized to be created, authority hereby being granted to the Legislature to

so impose and collect such tax, if necessary.

Such law or laws hereby authorized to be enacted by the Legislature of the State of Oklahoma may provide for the issuance of bonds evidencing the indebtedness herein authorized and provide that such bonds may be issued in one or more series, may bear such date or dates, may mature at such time or times, may be in such denomination or denominations, may be in such form, coupon or registered, may carry such registration or conversion provisions, may be executed in such manner, may be payable in such medium or payment at such place or places, may be subject to such terms of redemption, with or without premium, and may bear such rate or rates of interest as the Legislature may deem expedient and may contain any and all provisions which the Legislature may deem necessary or expedient to make such bonds marketable as general obligations of the State of Oklahoma with the full faith and credit of the State pledged thereto. Within the limit of indebtedness herein authorized the Legislature in its discretion may authorize the issuance of such bonds and the incurring of the authorized indebtedness in fractional amounts of the total indebtedness hereby authorized to be incurred from time to time and at one or more Sessions of the Legislature.

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE

Legislative Referendum No.---

State Question No.---

**THE GIST OF THE PROPOSITION
IS AS FOLLOWS:**

Shall a Constitutional Amendment Amending Article X, Oklahoma Constitution, by adding a new section thereto to be denominated as Section 34 of said Article X, authorizing the Legislature to enact a law whereby the State may

become indebted not to exceed Thirty-five Million, Five Hundred Thousand Dollars (\$35,500,000.00) for the purpose of constructing new buildings and other capital improvements and for equipping remodeling, modernizing and repairing any and all existing buildings and capital improvements at State institutions of higher education; providing that Five Million Dollars (\$5,000,000.00) of said monies shall be used to construct and equip a School and Hospital for the Mentally Retarded; authorizing the Legislature to provide for the payment and discharge of principal and interest on said debt from sources of State income, be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

- YES
- NO

SECTION 3. The Speaker of the House of Representatives shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 4. An election is hereby ordered to be held throughout the State at the next statewide special or primary election 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.

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 resolution, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Eas-

terly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—35.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Cobb, Hall, Kerr, Walker.—4.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Wilson (Greer).—32.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Cobb, Hall, Harris, Kerr, Shoemake, Walker, Wilson (Beckham).—7.

The emergency was declared passed.

The question being, Shall **HJR 517**, by Arrington, Poynor, Davis, Sparks, Mountford, Wolf, Fuller, Nance, McCarty, Foster, Cook, Taliaferro, Willis (Cherokee), Larason, Rogers, Cox, Howard, Hopkins, Forsythe, Bradley (Tulsa), McGahey, McCune and Johnston of the House and Collins, Bailey, Berrong, Easterly, Field, McColgin, Fine, Land, Hamilton and Harris of the Senate, entitled:

A JOINT RESOLUTION DIRECTING THE SECRETARY OF STATE TO REFER TO THE PEOPLE FOR THEIR APPROVAL OR REJECTION, A PROPOSED AMENDMENT TO ARTICLE X, OKLAHOMA CONSTITUTION, BY ADDING A NEW SECTION THERE-TO; PROVIDING FOR A BOND ISSUE

FOR HIGHER EDUCATION AND A SCHOOL AND HOSPITAL FOR THE MENTALLY RETARDED; PROVIDING FOR SPECIAL ELECTION; AND DECLARING AN EMERGENCY,

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at an election to be held throughout the State at the next state-wide special or primary election, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized to be held throughout the State at the next state-wide special or primary election, as provided in Section 1, Article 24, of the Constitution of Oklahoma?

The roll was ordered called and resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Wilson (Greer).—32.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Cobb, Hall, Harris, Kerr, Shoemake, Walker, Wilson (Beckham).—7.

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 election.

HJR 517, as amended, was referred for engrossment.

GENERAL ORDER

HB 860, by Shoemake, was read and considered.

Upon motion of Senator Cartwright (Seminole), **HB 860** was advanced to engrossment.

Senator Mahan asked unanimous consent, which was granted, that the rules

of the Senate be suspended and **HB 860** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 860 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—30.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Allen, Bailey, Baldwin, Cobb, Field, Hall, Harris, Kerr, Walker.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—30.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Allen, Bailey, Baldwin, Cobb, Field, Hall, Harris, Kerr, Walker.—9.

The emergency was declared passed.

HB 860 was properly signed and ordered returned to Honorable House.

MESSAGE FROM HOUSE

Requesting return of Engrossed **SB 121**, as amended, for correction.

Upon motion of Senator Wilson

(Beckham), the vote was reconsidered by which **SB 121**, as amended by the Honorable House, was passed, the roll call thereon being as follows:

Aye: Allen, Bailey, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Fine, Garvin, Grantham, Hamilton, Herndon, Hope, King, Land, McClendon, McColgin Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemaker, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—32.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Baldwin, Cobb, Field, Hall, Harris, Kerr, Walker.—7.

Upon motion of Senator Wilson (Beckham), the vote was reconsidered by which the Senate concurred in **HAS** to **SB 121**.

Senator Wilson (Beckham) moved that the request of the Honorable House for the return of **SB 121**, as amended, be granted, and the bill returned to the Honorable House, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 620** was read and adopted upon motion of Senator Berrong:

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. 620, and Engrossed Senate Amendments thereto, entitled:

AN ACT PERTAINING TO RECIPIENTS OF PUBLIC WELFARE AID OR ASSISTANCE; DECLARING THE PURPOSE OF THE ACT TO BE PREVENTION OF IMPROPER SOLICITATION, AND NOT PREVENTION OF LEGITIMATE GROUP ACTIONS; PROHIBITING MISREPRESENTATIONS IN CONNECTION WITH SOLICITATIONS; DECLARING VIOLA-

TIONS TO BE MISDEMEANORS AND PROVIDING PENALTIES THEREFOR; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following Conference Committee Substitute be adopted:

AN ACT RELATING TO PUBLIC WELFARE FUNDS; PROHIBITING SOLICITATION UNDER CERTAIN PROMISES; PRESCRIBING PENALTIES FOR VIOLATIONS; AND PROVIDING FOR SEVERABILITY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. From and after the passage and approval of this act it shall be unlawful for any person, organization, group, association, partnership, corporation, or combination thereof to conduct or carry on any drive for, or to solicit or invite contributions of funds for the purpose of or under the guise or representation or promise of being able to secure old age or other assistance for any person, under any state or federal law, or of securing for such person or persons higher or additional assistance payments, or of attempting to influence the passage, amendment or repeal of any state or federal law or regulation relating to any such assistance, unless such personal organization, group, association, partnership, corporation, or combination thereof shall first have filed an intention so to do with the commissioner of Charities and Corrections and thereafter complies with Chapter 70, Title 21, page 193, Oklahoma Session Laws 1955, and the same is hereby declared to be a "Charitable Organization" as provided in such statute.

SECTION 2. Provided that nothing in this act shall be construed to prohibit

solicitations or other activity by any organization whose activities are regulated by any law or laws of the Federal Government or any professional organization of the State of Oklahoma.

SECTION 3. Any violation of the provisions of this act shall constitute a felony, and any person guilty thereof shall, upon conviction, be fined not more than Ten Thousand Dollars (\$10,000.00) and may be confined in the state penitentiary for a period of not to exceed ten (10) years, or by both such fine and imprisonment. Any such prohibited communication by any agent or servant of a corporation shall subject such corporation to the fine above specified in addition to whatever penalty is imposed upon such agent or servant. Any corporation may be enjoined in the manner provided in Section 12, Chapter 70, Title 21, page 193, Oklahoma Session Laws 1955, when any of the conditions herein set forth are found to exist with respect to a violation of this act, or it may be subject to the cancellation therein specified.

SECTION 4. The provisions of this act are severable, and if any part or provision hereof shall be void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of the act.

Respectfully submitted,

For the Senate:	For the House:
Berrong,	Howard,
Chairman	Chairman
Hamilton	Cox
Ritzhaupt	Daugherty

HB 620, 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:

Aye: Bailey, Berrong, Boecher, Cartwright (Bryan), Collins, Easterly, Field, Garvin, Grantham, Herndon, Hope, Land, Mahan, Miskovsky, Morford,

Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Wilson (Beckham), Wilson (Greer).—23.

Nay: Dacus, Fine, Hamilton, King, McColgin, Stipe, Trent.—7.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Allen, Baldwin, Cartwright (Seminole), Cobb, Hall, Harris, Kerr, McClendon, Walker.—9.

The Bill, as amended in Conference, was declared passed.

HB 620, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

Senator Stipe moved that the vote be reconsidered by which **HB 620**, as amended in Conference, was passed.

Senator Stipe asked unanimous consent, to which Senator Mahan objected, that consideration of his motion to reconsider the vote by which **HB 620**, as amended in Conference, was passed be deferred until tomorrow.

Senator Berrong moved to table the Stipe motion, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Berrong, Boecher, Easterly, Garvin, Grantham, Harris, Herndon, Land, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Tipps, Wilson (Beckham), Wilson (Greer).—18.

Nay: Allen, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Fine, Hamilton, Hope, King, McClendon, McColgin, Sandlin, Shoemake, Stipe, Trent.—15.

Excused: Breeden, Carrier, Cowden, McSpadden, Pitcher.—5.

Not Voting: Baldwin, Cobb, Field, Hall, Kerr, Walker.—6.

Senator Boecher asked to be shown excused for the remainder of this legislative day, which was the order.

GENERAL ORDER

HB 801, by Shoemake, Ozmun and Spear, was read and considered.

Senator Wilson (Beckham), moved to amend **HB 801**, line 1, page 2, by striking after the word "for" and before the word "months" the word and figure "six (6)" and inserting the word and figure "three (3)", which amendment was declared adopted.

Senator Mahan asked unanimous consent, which was granted, that the title be amended to conform to the bill, as amended.

Upon motion of Senator Mahan, **HB 801**, as amended, was advanced to engrossment.

Senator Mahan asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 801**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 801 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Baldwin, Collins, Easterly, Garvin, Grantham, Herndon, Hope, Land, Mahan, Miskovsky, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Wilson (Beckham).—16.

Nay: Allen, Bailey, Berrong, Cartwright (Bryan), Cartwright (Seminole), Dacus, Hamilton, Harris, King, McClenon, McColgin, Morford, Payne, Sandlin, Trent, Wilson (Greer).—16.

Excused: Boecher, Breeden, Carrier, Cowden, McSpadden, Pitcher.—6.

Not Voting: Cobb, Field, Fine, Hall, Kerr, Walker.—6.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

Senator Stipe asked unanimous consent, which was granted, to withdraw his motion to reconsider the vote by which **SB 108**, as amended by the Honorable House, was passed.

Senator Wilson (Beckham) moved when the Clerk's desk is cleared the Senate adjourn to meet at 10:30 a.m., tomorrow, which motion was declared adopted.

RESOLUTION

By unanimous consent, Senator Allen introduced the following Resolution, which was read at length, adopted upon his motion and ordered referred for enrollment:

SENATE RESOLUTION NO. 76—By Allen.

A RESOLUTION COMMENDING ROY PETERS, JR., ALEX, OKLAHOMA, FOR HIS ELECTION TO THE PRESIDENCY OF THE FUTURE BUSINESS LEADERS OF AMERICA; REQUESTING JOURNAL ENTRY; AND DIRECTING DISTRIBUTION OF RESOLUTION.

WHEREAS, Roy Peters, Jr., Alex, Oklahoma, has received national recognition by his election to the presidency of the Future Business Leaders of America at the recent national convention of the organization at Washington, District of Columbia; and

WHEREAS, Backing from his friends and high school classmates at Alex made possible his attendance at the national convention; and

WHEREAS, His campaign manager, Harriet Weaver, Chickasha, Oklahoma and his friend Lindel Pettigrew, Alex, Oklahoma, State President, Future Business Leaders of America, assisted in his election; and

WHEREAS, The Oklahoma State Senate champions youths who reach the

top of the pedestal in vocations and avocations.

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

SECTION 1. THAT, the Oklahoma State Senate hereby and forthwith commends and congratulates Roy Peters, Jr., Alex, Oklahoma, for his successful campaign and election to the presidency of the Future Business Leaders of America at the recent national convention in Washington, District of Columbia.

SECTION 2. THAT, The Senate Journal contain an entry of this Resolution.

SECTION 3. THAT, copies of this Resolution be presented to Roy Peters, Jr., Alex, Oklahoma, Lindel Pettigrew, Alex, Oklahoma, and Harriet Weaver, Chickasha, Oklahoma.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 172 correctly enrolled.

Enrolled **SB 172**, after fourth 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 Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 892—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 231** and **260**.

The above numbered Bills were ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 796**, requesting Conference and referring bill to the General Conference Committee on Appropriations.

Consideration of the above request was deferred for this day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 6** and **SB 170** each as amended.

HAs to **SJR 6** read as follows, and consideration deferred:

AMENDMENT NO. 1. Add coauthors: Nichols, Spear, Inman and Taliaferro.

AMENDMENT NO. 2. Amend Engrossed Senate Joint Resolution No. 6, by striking the TITLE, entire body, SECTIONS 1 and 2 and substitute in lieu thereof the following:

"A JOINT RESOLUTION TAKING NOTICE OF THE ILLEGALITY OF THE USE OF COUNTY EQUIPMENT AND FACILITIES FOR THE DISTRIBUTION OF WELFARE COMMODITIES; AUTHORIZING BOARDS OF COUNTY COMMISSIONERS OF VARIOUS COUNTIES TO USE AVAILABLE COUNTY FUNDS AND FACILITIES FOR DISTRIBUTION OF WELFARE COMMODITIES; REPEALING CONFLICTING LAWS; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

WHEREAS, it has recently come to the attention of the Oklahoma Legislature that the use of equipment funds and facilities of the various counties for the distribution of welfare commodities received on behalf of the State by the Oklahoma Public Welfare Commission is of questionable legality; and

WHEREAS, the distribution of welfare commodities to the needy and eligible recipients in the local communities of this State is a program of absolute

necessity to the welfare of our people; and

WHEREAS, the Oklahoma Public Welfare Commission and the Welfare Department are authorized to distribute welfare commodities only to schools, or to local authorities for further distribution to individuals certified by the Department as being eligible therefor, and the Boards of County Commissioners of various counties are the bodies primarily responsible for the care of needy and distressed persons at the local level, and the continuance of the distribution of welfare commodities by the Boards of County Commissioners of the various counties of this State is therefore absolutely necessary to insure distribution of such commodities.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE TWENTY-SEVENTH SESSION OF THE LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The Boards of County Commissioners of this State are hereby authorized to use any county funds, facilities or equipment under their legal control and jurisdiction for the distribution of welfare commodities to recipients certified as eligible therefor by the State Department of Public Welfare.

SECTION 2. All laws or parts of laws in conflict herewith are hereby repealed.

SECTION 3. The provisions of this Resolution are severable, and if any part or provision hereof shall be void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Resolution.

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 Resolution shall

take effect and be in full force from and after its passage and approval."

HAS to **SB 170** read as follows, and consideration deferred:

AMENDMENT NO. 1. Add the following co-authors of the House to Engrossed Senate Bill No. 170: JUMPER and BOND (Marshall).

AMENDMENT NO. 2. Page 1, SECTION 1, line 15, after the word "authority", insert a comma, delete the word "and", insert a comma after the word "powers", and insert the words "and properties" before the word "of".

AMENDMENT NO. 3. Page 2, line 11, strike SECTION 7, and add 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", and make TITLE to conform.

MESSAGES FROM THE HOUSE

Transmitting following bill, together with 2nd Conference Committee Report thereon, advising adoption of 2nd Conference Committee Report and passage of Measure as amended: Engrossed **HB 503**.

CONFERENCE COMMITTEE REPORT

The following 2nd Conference Committee Report on **HB 503** was read and consideration deferred:

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. 503, and Engrossed Senate Amendments thereto, entitled:

AN ACT FIXING THE ANNUAL SALARIES OF CERTAIN ELECTIVE OFFICERS OF THE STATE OF OKLAHOMA; AMENDING 74 O. S. 1951, §

250, AS AMENDED BY TITLE 74, CHAPTER 10, OKLAHOMA SESSION LAWS 1957, PAGES 526-527 (74 O.S. SUPP. 1957, § 250); REPEALING 74 O. S. 1951, § 250.1 AND CONFLICTING LAWS; MAKING PROVISIONS OF THE ACT SEVERABLE,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. Recede from Senate Amendment No. 1.

2. That Senate Amendment No. 2 be adopted.

3. That the Conference Committee Amendment be adopted as follows: Page 1, line 20, change the salary of Lieutenant Governor from "\$5,000.00" to "\$9,000.00."

Respectfully submitted,

For the House	For the Senate
Sparger,	Cowden
Chairman	Easterly
Nichols	Pazoureck

MESSAGES FROM HOUSE

Returning following bills, together

with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed SBs 10 and 274.

The above numbered bills as amended in Conference were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 2, 58, 74, 80, 81, 82, 212, 236, 265, 272, 288.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 882, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 876, requesting Conference.

As provided under the Wilson (Beckham) motion, President Pro Tempore Garvin declared the Senate adjourned to meet at 10:30 a. m., tomorrow.

One Hundred-fifth Legislative Day

Friday, July 3, 1959

Pursuant to adjournment, the Senate met at 10:30 a.m. and was called to order by President Pro Tempore Garvin.

The roll call was as follows:

Present: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—36.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan, Walker.—8.

The President Pro Tempore declared a quorum present.

Prayer was offered by Mr. George O'Neal, Senate Calendar Clerk.

Senator Dacus asked unanimous con-

sent that Denny Thompson, Grandson of Mr. W. M. Thompson, Comptroller of the Senate, be made an Honorary Page for this legislative day, which was the order.

The Journal for the last legislative day was declared approved.

Upon request of President Pro Tempore Garvin, the following named were made Honorary Pages for this legislative day:

Gregory, age 6, son of Assistant Sergeant-at-Arms B. J. Griffin, Oklahoma City.

George Vernon Moser, age 10, of Comanche, Oklahoma.

COMMUNICATION

The following Communication from the State Board of Equalization was submitted and ordered printed in the Journal:

June 29, 1959

To The Honorable

George Nigh, President of the Senate of the
27th Oklahoma Legislature.

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 June 26, 1959, I have the honor to transmit 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 the Board.

Respectfully,

ANDY ANDERSON,

State Auditor and

Secretary, State Board of Equalization.

RESOLUTION OF THE STATE BOARD OF EQUALIZATION

WHEREAS, Pursuant to the provisions of the Amendment to Section 23, Article 10, Oklahoma Constitution, adopted March 11, 1941, the State Board of Equalization on January 5, 1959, made its original estimate of the revenues to accrue to the General Revenue Fund and each special fund of the State, for the fiscal years ending June 30, 1960 and June 30, 1961; and

WHEREAS, The Amendment to Section 23, Article 10, Oklahoma Constitution, provides in part as follows:

“ * * * Provided, however, that the Legislature may at any regular session or special session called for that purpose, enact laws to provide for additional revenues, other than ad valorem taxes, or transferring the existing revenues or surpluses from one fund to another, whereupon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor and with the President of the Senate and the Speaker of the House of Representatives, and the amount of any increase or decrease, resulting, for any reason, from such laws shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate shall be the maximum amount which can be appropriated for all purposes from any fund for each year. * * * and

WHEREAS, Since the date of said original estimate made by this Board, the Legislature has enacted a measure transferring revenues previously estimated by this Board to accrue to the General Fund; and

WHEREAS, This Board acting in pursuance of the duty and authority conferred upon it has caused to be presented to it all of the data, figures and relevant information concerning the revenue to accrue under the additional revenue measures or transferring the existing revenues or surpluses from one fund to another adopted by the Twenty-seventh Legislature, and, after careful study of such information has determined that the original estimates of this Board should be revised and adjusted:

NOW, THEREFORE, BE IT RESOLVED, By the State Board of Equalization of the State of Oklahoma that the original estimates of this Board of the revenues reasonably estimated to accrue to the General Revenue Fund and to the several special funds of the State for and during the fiscal years ending June 30, 1960 and June 30, 1961, be revised and adjusted as follows:

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

June 26, 1959

State Board of Equalization
State 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, and you have complied with this requirement.

The Constitution provides that the 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. This Section further provides "that the Legislature may, at any Regular Session * * * enact laws to provide for additional revenue other than Ad Valorem Taxes or transferring the existing revenues or surplus from one fund to another where upon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor, President of the Senate, and the Speaker of the House of Representatives, and the amount of any increase or decrease resulting, for any reason, from such laws, shall be added to or deducted from each respective fund, as the case may be." The 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:

	AMOUNT FOR FISCAL YEAR		
THREE YEAR AVERAGE	1956	1957	1958
Total Funds Provided	\$89,722,167.39	\$93,762,950.52	\$93,887,913.94
	<hr/>	<hr/>	<hr/>
THREE YEAR AVERAGE			\$92,457,677.28
			<hr/>
	ADJUSTMENT OF THREE YEAR AVERAGE		
		FISCAL YEAR	FISCAL YEAR
		1960	1961
THREE YEAR AVERAGE		\$92,457,677.28	\$92,457,677.28
*PLUS: New Alcohol Taxes		3,500,000.00	3,500,000.00
		<hr/>	<hr/>
TOTAL		\$95,957,677.28	\$95,957,677.28
LESS: Necessary Reductions of:			
**Oversize Truck Permits	\$112,500.00		
***Insurance Premium Tax	300,000.00		
	<hr/>		
		412,500.00	412,500.00
		<hr/>	<hr/>
ADJUSTED THREE YEAR AVERAGE		\$95,545,177.28	\$95,545,177.28
		<hr/>	<hr/>

* H.B. 825, R.S. 27th Leg.

** S.B. 146, R.S. 26th Leg.

*** H.B. 501, R.S. 26th Leg.

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. Said Bill provides in part as follows: "Upon the passage of this Act it shall be the

duty of the State Board of Equalization to make an estimate of the revenue which will accrue in the Emergency Appropriation Fund during the current biennium, by reason of transfers of revenues and surpluses to said Fund by this Act and any other laws in force at the time such estimate is made."

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

ANALYSIS OF THE EMERGENCY APPROPRIATION FUND FOR THE FISCAL YEAR 1958, AND AN ESTIMATE FOR THE FISCAL YEARS 1959, 1960 AND 1961

	1957-1958 ACTUAL	1958-1959 ESTIMATED	1959-1960 ESTIMATED	1960-1961 ESTIMATED
General Revenue				
Fund Collections	\$90,287,294.25	\$94,673,597.62	\$102,521,232.13	\$ 99,528,770.00
Plus: Surplus				
Transfers and				
Lapsed Appropriations	3,600,619.69	3,400,000.00	3,400,000.00	2,200,000.00
TOTAL	\$93,887,913.94	\$98,073,597.62	\$105,921,232.13	\$101,728,770.00
Constitutional Three				
Year Average	.00	81,540,007.03	95,545,177.28	95,545,177.28

ACTUAL AND ESTI-
MATED TRANSFERS TO
EMERGENCY APPRO-

PRIATION FUND	\$12,348,356.91	\$16,533,590.59	\$ 10,376,054.85	\$ 6,183,592.72*
Surplus Accruals from				
Prior Years, Lapsed				
Appropriations and				
Statutory Cancellations	90,276.03	.00	.00	.00

TOTAL AVAIL-

ABLE IN FUND	\$12,438,632.94	\$16,533,590.59	\$ 10,376,054.85	\$.00
Less: Appropriation	12,438,632.94**			

ACTUAL AND
ESTIMATED

SURPLUS	\$.00	\$16,533,590.59	\$ 10,376,054.85	\$.00
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* Not available for Appropriation.

** Appropriations made by Twenty-sixth Legislature.

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 amounts that can be appropriated from these funds are indicated in the following statements.

OKLAHOMA TAX COMMISSION FUND

	1956	1957	1958
TOTAL	\$ 5,186,762.28	\$ 5,368,322.09	\$ 5,427,794.07
<hr/>			
THREE YEAR AVERAGE			\$ 5,327,626.15
<hr/>			

CONSERVATION FUND

TOTAL	\$ 352,978.95	\$ 375,703.67	\$ 352,634.79
<hr/>			
THREE YEAR AVERAGE			\$ 360,439.14
<hr/>			

ADJUSTMENT OF THREE YEAR AVERAGE
FISCAL YEAR FISCAL YEAR

	1960	1961
THREE YEAR AVERAGE	\$ 360,439.14	\$ 360,439.14
*PLUS: Increase in Petroleum Excise Tax	180,000.00	180,000.00
<hr/>		
ADJUSTED THREE YEAR AVERAGE	\$ 540,439.14	\$ 540,439.14
<hr/>		
PLUS: Surplus		\$ 289,094.96
TOTAL FOR APPROPRIATION	\$ 1,369,973.24	
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* H.B. 849, R.S. 27th Leg.

PUBLIC BUILDING FUND

TOTAL	\$ 169,280.91	\$ 344,072.29	\$ 238,175.16
<hr/>			
THREE YEAR AVERAGE			\$ 250,509.45
<hr/>			

LIQUEFIED PETROLEUM GAS

TOTAL	\$ 91,657.50	\$ 72,384.25	\$ 96,690.00
<hr/>			
THREE YEAR AVERAGE			\$ 86,910.58
<hr/>			

HIGHWAY CONSTRUCTION & MAINTENANCE FUND

TOTAL	\$30,061,318.16	\$30,775,272.85	\$36,235,882.08
LESS: Emergency One Cent Tax			4,506,119.33
TOTAL FUNDS	<u>\$30,061,318.16</u>	<u>\$30,775,272.85</u>	<u>\$31,729,762.75</u>
THREE YEAR AVERAGE			<u>\$30,855,451.25</u>

The statement on the following pages is a detailed analysis of the funds for the Fiscal Year 1958, which are actual amounts, and for Years 1959, 1960 and 1961, which are estimated amounts. These statements are submitted for your consideration in making your estimate for the biennium.

Respectfully,

BURTON LOGAN

State Budget Director.

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE GENERAL REVENUE FUND
FOR THE FIRST ELEVEN MONTHS OF THE FISCAL YEARS 1958 AND 1959
AND AN ESTIMATED TOTAL FOR 1959, 1960 AND 1961

GENERAL REVENUE FUND

LICENSES, PERMITS AND FEES:	First 11 Months of Last Year (1958)	First 11 Months of This Year (1959)	Total of Last Year (1958)	Estimated Total For This Year (1959)	Estimated Total For Fiscal Year (1960)	Estimated Total For Fiscal Year (1961)
Alcohol Permits -----	\$ 392.00	\$ 444.00	\$ 432.00	\$ 478.00	\$ 500.00	\$ 500.00
Beverage Licenses -----	248,554.95	251,943.29	250,277.30	254,250.00	257,000.00	258,000.00
Cigarette Licenses -----	193,068.40	199,059.76	209,196.65	218,850.00	225,000.00	220,000.00
Charters -----	239,356.96	218,072.64	246,016.46	228,200.00	230,000.00	230,000.00
Coin Devices Licenses -----	321,326.48	323,587.05	322,743.65	324,900.00	325,000.00	325,000.00
Cotton Gin Licenses -----	50.00	91.50	57.50	91.50	100.00	100.00
Docket Fees -----	10,953.48	10,047.80	12,228.48	11,230.00	11,500.00	11,600.00
Drivers' Licenses -----	2,357,272.91	2,239,211.22	2,544,152.57	2,440,000.00	2,600,000.00	2,500,000.00
Employment Agency Licenses --	2,100.00	2,450.00	2,150.00	2,450.00	2,500.00	2,500.00
Motor Carrier Ident.						
Plates & Reg. -----	121,144.50	131,919.75	125,644.50	137,000.00	150,000.00	150,000.00
Oversize Truck Permits -----	273,070.00	302,125.00	300,240.00	331,350.00	350,000.00	350,000.00
Rural Electric Co-op Licenses --	1,351.73	1,378.83	1,351.73	1,378.83	1,400.00	1,400.00
Securities Agents' Licenses ---	5,475.00	6,135.00	5,795.00	6,400.00	6,500.00	6,500.00
Securities Dealers' Licenses --	11,495.00	10,150.00	11,825.00	10,300.00	11,000.00	11,000.00
Title Fees -----	480,308.99	487,903.37	513,166.99	524,200.00	532,000.00	528,000.00
Tobacco Products Licenses ----	455.00	475.00	595.00	650.00	650.00	650.00
Other Licenses -----	128,949.63	141,911.62	157,063.97	160,000.00	180,000.00	180,000.00
FINES, FORFEITS AND PENALTIES -----	.00	.00	.00	.00	.00	.00
USE OF MONEY AND PROPERTY -----	48,450.14	34,138.53	51,211.76	38,000.00	40,000.00	50,000.00
RECEIPTS FROM OTHER AGENCIES -----	2,518.84	1,086.13	2,523.61	1,100.00	1,100.00	1,100.00

One Hundred and Fifth Day, Friday, July 3, 1959

SALES AND CURRENT

SERVICES -----	69,819.24	75,902.99
NON-REVENUE RECEIPTS	20.89	.00

TOTAL GENERAL

REVENUE FUND -----	\$79,101,133.66	\$84,335,487.88
SURPLUS TRANSFERS AND LAPSED APPROPRIATIONS		

GRAND TOTAL

GENERAL REVENUE FUND

TAXES:

Alcohol -----	\$.00	\$.00
Ad Valorem -----	153.39	15.74
Beverage -----	5,273,063.01	5,760,515.91
Cigarette -----	7,466,265.56	8,421,476.95
Franchise -----	2,887,219.37	2,974,912.52
Freight Car -----	213,368.73	211,930.13
Fuels Excise -----	651,538.03	679,604.79
Gift -----	455,021.79	560,711.49
Gross Production -----	21,504,478.02	21,043,271.55
Income -----	18,566,320.83	20,513,150.80
Inheritance and Estate -----	3,896,341.55	4,506,325.92
Insurance Premium -----	4,449,396.76	6,013,217.58
Motor Vehicle Excise -----	6,050,530.57	5,983,732.81
Tobacco Products -----	924,008.95	1,021,245.20
Use -----	2,247,111.28	2,207,059.46
Other Taxes -----	181.68	283.55

75,243.51	81,100.00	90,562.13	90,000.00
44.39	20.00	20.00	20.00
<hr/>	<hr/>	<hr/>	<hr/>
\$90,287,294.25	\$94,673,597.62	\$102,521,232.13	\$ 99,528,770.00
3,600,619.69	3,400,000.00	3,400,000.00	2,200,000.00
<hr/>	<hr/>	<hr/>	<hr/>
\$93,887,913.94	\$98,073,597.62	\$105,921,232.13	\$101,728,770.00
<hr/>	<hr/>	<hr/>	<hr/>
<hr/>	<hr/>	<hr/>	<hr/>
\$.00	\$.00	\$ 4,764,000.00	\$ 4,764,000.00
153.39	15.74	100.00	100.00
5,748,773.72	6,320,000.00	5,036,000.00	5,036,000.00
8,444,296.48	9,429,000.00	9,800,000.00	9,700,000.00
2,887,952.59	2,977,000.00	3,060,000.00	3,000,000.00
213,368.73	212,000.00	212,000.00	212,000.00
709,160.05	741,000.00	750,000.00	750,000.00
486,675.15	589,300.00	600,000.00	600,000.00
23,520,744.61	23,105,850.00	23,175,000.00	23,200,000.00
22,406,762.09	24,800,000.00	27,800,000.00	25,250,000.00
4,401,746.22	4,773,000.00	5,050,000.00	5,000,000.00
6,710,112.30	6,800,000.00	7,000,000.00	7,000,000.00
6,496,399.03	6,581,000.00	6,610,000.00	6,500,000.00
1,014,918.02	1,123,200.00	1,174,000.00	1,150,000.00
2,414,100.12	2,450,000.00	2,475,000.00	2,450,000.00
181.68	283.55	300.00	300.00

BE IT FURTHER RESOLVED, That the above be and constitute the revised and adjusted estimate of the State Board of Equalization of the revenues reasonably to accrue to the General Revenue Fund and each special fund of the State for the fiscal years ending June 30, 1960 and June 30, 1961.

BE IT FURTHER RESOLVED, That a duly authenticated duplicate original of this Resolution and the Minutes adopting the same be forthwith delivered to the Honorables: The Governor, the President of the Senate, and the Speaker of the House of Representatives, as by law provided.

J. HOWARD EDMONDSON,
Governor and Chairman
ANDY ANDERSON,
State Auditor and Secretary
JOHN D. CONNER,
Secretary of State
MAC Q. WILLIAMSON,
Attorney General and
Vice Chairman
WILLIAM A. BURKHART,
State Treasurer
JOHN M. ROGERS,
State Examiner and Inspector

The members of the Board voted affirmatively, evidenced by signatures, to adopt the Resolution. Whereupon, the Chairman declared the motion unanimously adopted and the Resolution duly adopted this the 26th day of June, 1959.

RESOLUTION

SR 75, by Senators Grantham, Walker and Berrong, was introduced, read at length as follows, adopted upon motion of Senator Grantham, and referred for enrollment:

SENATE RESOLUTION NO. 75—By Grantham, Walker and Berrong.

A RESOLUTION REQUESTING THE STATE BOARD OF EQUALIZATION TO EQUALIZE VALUATIONS OF TAXABLE REAL AND PERSONAL PROPERTY IN ORDER THAT LOCAL TAXING UNITS SHALL BE MORE EQUALLY ASSESSED FOR THE PAYMENT OF AD VALOREM TAXES.

WHEREAS, it has been frequently reported that gross inequities exist in the assessment of real and personal property as between the various counties of Oklahoma as well as within the counties of Oklahoma; and

WHEREAS, the assessed valuation of property for ad valorem tax purposes

in all counties should be uniform; and

WHEREAS, Section 21, Article X of the Constitution of the State of Oklahoma provides that it shall be the duty of the State Board of Equalization to adjust and equalize the valuation of real and personal property of the several counties in the State;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE TWENTY-SEVENTH LEGISLATURE OF THE STATE OF OKLAHOMA:

SECTION 1. The State Board of Equalization is requested and directed to inquire into the valuation of real and personal property (including public service property) of the several counties in the State, and to make adjustments and equalization thereof, in order that every county and subdivision thereof shall be assessed on a uniform basis at the same percentage of its fair cash value.

SECTION 2. The State Board of Equalization is further requested to make such inquiry and to take such

action as is deemed necessary to assure such equalization of assessment of real and personal property prior to the approval of the budgets of the various local subdivisions of government for the fiscal year 1959-60, and to subsequently act so as to assure continued equalization of assessments.

SECTION 3. That a properly prepared copy of this Resolution be sent to each member of the State Board of Equalization as soon as practicable after the passage hereof.

Senator Sandlin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 517 and HB 932 each correctly engrossed.

Engrossed SAs to and Engrossed HJR 517 and HB 932, each as amended, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 529, by Romang, was read and considered.

Senator Grantham asked unanimous consent to be made principal Senate author of HB 529, which was the order.

Upon motion of Senator Grantham, HB 529 was advanced to engrossment.

Senator Grantham asked unanimous consent that the rules of the Senate be suspended and that HB 529 be considered engrossed and placed upon third reading and final passage, which was the order.

By unanimous consent, further consideration of HB 529 was temporarily deferred.

President Pro Tempore Garvin presiding.

GENERAL ORDER

HB 795, by Hargrave, et al of the House and Trent of the Senate, was read and considered.

Upon motion of Senator Trent, HB 795 was advanced to engrossment.

Senator Trent asked unanimous consent that the rules of the Senate be suspended and that HB 795 be considered engrossed and placed upon third reading and final passage, which was the order.

THIRD READING

HB 795 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan, Walker.—8.

Not Voting: Boecher, Cowden, Hope, McSpadden, Stipe.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—31.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan, Walker.—8.

Not Voting: Boecher, Cowden, Hope, McSpadden, Stipe.—5.

The emergency was declared passed.

HB 795 was properly signed and ordered returned to Honorable House.

PENDING CONSIDERATION OF HAS

Senator Wilson (Greer) asked unanimous consent that the Senate refuse to concur in **HAs** to **SB 102** and request a Conference, which was the order.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Wilson (Beckham), the Senate concurred in **HAs** to **SB 170**.

SB 170, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Bailey, Breeden, Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Hamilton, Harris, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—26.

Nay: Grantham.—1.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan, Walker.—8.

Not Voting: Allen, Berrong, Boecher, Collins, Cowden, Hope, Kerr, Miskovsky, Pitcher.—9.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Breeden, Cartwright (Seminole), Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—30.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan, Walker.—8.

Not Voting: Berrong, Boecher, Collins, Cowden, Miskovsky, Pitcher.—6.

The emergency was declared passed. House Amendments were properly

signed and above numbered bill, as amended, was referred for enrollment.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Allen, the Conference Committee Report on **HB 583** was adopted.

HB 583, 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:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham).—30.

Nay: McColgin.—1.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan, Walker.—8.

Not Voting: Boecher, Cowden, Pitcher, Stipe, Wilson (Greer).—5.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Seminole), Collins, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Wilson (Beckham).—30.

Nay: McColgin.—1.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan, Walker.—8.

Not Voting: Boecher, Cowden, Pitcher, Stipe, Wilson (Greer).—5.

The emergency was declared passed. **HB 583**, together with Conference

Committee Report thereon, was ordered transmitted to Honorable House.

PENDING CONSIDERATION OF HAS

Senator Wilson (Beckham) asked unanimous consent that the Senate concur in **HAS** to **SB 178**, which was the order.

SB 178, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Breeden, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, McClendon, McColgin, McSpadden, Payne, Pazoureck, Ritzhaupt, Shoemake, Tipps, Trent, Wilson (Beckham).—25.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan, Walker.—8.

Not Voting: Bailey, Berrong, Boecher, Hope, Land, Miskovsky, Morford, Pitcher, Sandlin, Stipe, Wilson (Greer).—11.

The bill, as amended, was declared passed.

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

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Breeden, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Kerr, King, Land, McClendon, McColgin, McSpadden, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—30.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon, Mahan.—7.

Not Voting: Bailey, Berrong, Boecher, Hope, Miskovsky, Pitcher, Wilson (Greer).—7.

The emergency was declared passed. House Amendments were properly

signed and above numbered bill, as amended, was referred for enrollment.

REFERRING FURTHER TO HB 529

Senator Miskovsky asked unanimous consent to reconsider the vote by which **HB 529** was considered engrossed and placed upon third reading and final passage, to which Senator Grantham objected.

Senator Miskovsky moved to reconsider the vote by which **HB 529** was considered engrossed and placed upon third reading and final passage.

Senator King moved to table the Miskovsky motion, which motion failed of adoption.

The vote occurring on the Miskovsky motion, it was declared adopted.

Senator Miskovsky moved to reconsider the vote by which **HB 529** was advanced to engrossment, which motion prevailed.

Senator Miskovsky moved that **HB 529** be referred to the Legislative Council for further study during the interim, which motion failed of adoption.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 728 correctly engrossed.

SBs 119, 231, 260, 296 and **328** each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 728**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 119, 231, 260, 296** and **328**, after fourth reading, 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 357**—Co-authored by Howard, **SBs 97, 259, 279, 303, 321, 323** and **344**.

The above numbered Bills were referred for enrollment.

MESSAGES FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 172**.

The above numbered Enrolled Bill was referred to the Governor for consideration.

Upon motion of Senator Hope, the request of the Honorable House for a conference on **HB 796** was ordered granted, the bill being referred to the General Conference Committee on Appropriations.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 556, 868, 818 and 523**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 83, 171, 175, 210, 218, 223, 264, 270, 274, 282, 290, 295, 301, 310 and 327 each correctly enrolled.

Enrolled **SBs 83, 171, 175, 210, 218, 223, 264, 270, 274, 282, 290, 295, 301, 310 and 327**, after fourth reading, 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 298**, as amended.

HAs to SB 298 read as follows:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 298, Page 1, the **TITLE** thereof, by striking all of said **TITLE**, the **ENACTING CLAUSE** and **SECTIONS 1 through 23**, and in lieu therefor insert the following:

AN ACT RELATING TO CONTRACTORS OF PUBLIC WORKS IN THE STATE OF OKLAHOMA; CREATING

"THE STATE LICENSING BOARD FOR PUBLIC CONTRACTORS" AND PROVIDING FOR THE APPOINTMENT BY THE GOVERNOR OF OKLAHOMA OF ITS MEMBERS; PROVIDING FOR THE ORGANIZATION OF THE STATE LICENSING BOARD FOR PUBLIC CONTRACTORS, AND PRESCRIBING THE DUTIES, POWERS AND COMPENSATION OF SAID BOARD AND THE MEMBERS THEREOF; DEFINING PUBLIC CONTRACTOR AND PROVIDING FOR THE LICENSING OF PERSONS, FIRMS OR CORPORATIONS ENGAGED IN PUBLIC CONTRACTING AND FOR THE REVOCATION AND SUSPENSION OF SUCH LICENSES; PROVIDING FEES AND THE COLLECTION OF THE SAME AND FOR PAYMENT THEREOF INTO THE STATE TREASURY; MAKING VIOLATIONS OF THIS ACT UNLAWFUL AND PROVIDING PUNISHMENT; MAKING APPROPRIATION FOR THE EXPENSE OF SAID BOARD, AND PROVIDING THE MANNER OF EXPENDITURE THEREOF; PROVIDING FOR EXCEPTIONS; PRESCRIBING RULES OF ADMINISTRATION AND CONDUCT; PROVIDING CONTRACTORS MUST PAY STATE AND LOCAL TAXES; PROVIDING FOR APPEAL TO DISTRICT COURT IN CERTAIN CASES; AND MAKING PROVISIONS SEVERABLE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. STATE LICENSING ACT FOR PUBLIC CONTRACTORS. This Act may be known and cited as "The State Licensing Act for Public Contractors."

SECTION 2. DEFINITIONS. For the purposes of this Act a "public contractor" is defined to be any person, firm, partnership, copartnership, association, corporation, or other organization, or any combination thereof who for a fixed price, commission, fee or wage attempts to or submits an offer or bid to

construct or contracts or undertakes to construct, or assumes charge, in a supervisory capacity or otherwise, of the construction, erection, alteration or repair, or has or have constructed under his, their or its direction any public work as defined in this Act when the cost of the public work to be done in the State of Oklahoma by the contractor, including but not limited to labor and materials, is Five Thousand Dollars (\$5,000.00) or more.

For the purposes of this Act "public work" is the building, construction, alteration or repair of any bridge, dam, public swimming pool, waterworks system or any part thereof, water wells, street, alley, avenue, boulevard, highway, sewer system or any part thereof, draining or grading or of any other improvement for the State of Oklahoma or for any county, city, town, or special assessment district, revenue district in the State of Oklahoma or for any other taxing subdivision or districts thereof or which will be used, operated or maintained by the State or any of the subdivisions mentioned.

Architects and engineers whose only financial interest in a project shall be the architectural or engineering fees for preparing plans, specifications, surveys and such supervision as is customarily furnished by architect and engineers are specifically excluded from this Act. This Act shall not apply to painting contractors. This Act shall not apply to General Building Contractors who have as a larger part of their profession the building of buildings.

SECTION 3. SCOPE AND PURPOSE OF ACT. In order to safeguard and protect life, health and property and the State of Oklahoma and counties, cities, towns, special assessment or revenue districts or other taxing districts therein, any person who builds, constructs, alters, repairs or offers to build, construct, alter or repair any public work as herein defined in this State

shall be required to submit evidence that they are qualified for such work and shall be licensed as hereinafter provided.

SECTION 4. LICENSING BOARD—APPOINTMENT — QUALIFICATION OF MEMBERS — TERM — VACANCIES—REMOVALS. There is hereby created a State Licensing Board for Public Contractors consisting of five members, who shall be appointed by the Governor. Each member shall be at least thirty-five years of age, a resident of the State of Oklahoma, and a public contractor of not less than ten years' experience in responsible charge of construction projects of magnitude consistent with the duties of his office. At least two (2) members of such board shall have had as a larger part of his business the construction of highways. At least one member of such board shall have had as a larger part of his business the construction of sewers. At least one member of such board shall have had as a larger part of his business the construction of waterworks. Said members shall be appointed from a list of five submitted by each of the following: Highway - Heavy Construction Branch of the Associated General Contractors and the Oklahoma Municipal Contractors Association. The members of the board shall be appointed for one, two, three, four, and five years, respectively, their terms expiring on the 31st day of December of said year. Thereafter in each year the Governor shall appoint to fill the vacancy caused by expiration, for a term of five years. Each member shall hold over, after the expiration of his term, until his successor shall be duly appointed and qualified. If a vacancy shall occur in the board for any cause, same shall be filled by appointment by the Governor, and the Governor may remove any member of the board at any time for misconduct, incompetency or neglect of duty.

SECTION 5. CERTIFICATE OF APPOINTMENT—OATH—FIRST BOARD

CREATED — LICENSE AND RESIDENCE REQUIREMENT — LEGAL COUNSEL. Each member of the board shall receive a certificate of appointment from the Governor, and, before entering upon the discharge of the duties of his office, shall file with the Secretary of State the constitutional oath of office. Each member of the board first created shall receive a license to operate as a public contractor under this Act from the Governor, and thereafter no one shall be eligible for appointment on the board who does not at the time hold an unexpired license to operate as a public contractor in Oklahoma under this Act, or is an employee of a licensed public contractor, and who has not been a bona fide resident of Oklahoma for the previous five years, and at the time of appointment does not maintain his general office in Oklahoma. The board, or any committee thereof, shall be entitled to the services of the Attorney General, or the Legal Department of the State, in connection with the operation of the affairs of the board. Such additional legal counsel, however, may be employed by the board from time to time as it may deem necessary.

SECTION 6. MEETING OF BOARD — ELECTION OF OFFICERS — BYLAWS — SEAL — NOTICE OF MEETINGS — QUORUM. The Board shall, within thirty days after its appointment by the Governor, meet in the City of Oklahoma City at a time and place to be designated by the Governor, and at said meeting shall elect a chairman, a vice chairman, and secretary each to serve in his respective capacity for one year, and thereafter said officers shall be elected by said board annually. Said board shall have power to make such bylaws, rules, and regulations for its operation as it shall deem best; provided the same are not in conflict with the laws of the State of Oklahoma. The board shall adopt a seal for its own use. The seal shall have on it the words, "Oklahoma State Licensing Board for

Public Contractors, Seal" and the secretary shall have charge, care and custody thereof. Within sixty days after the board has been organized, it shall meet for the purpose of receiving applications for certificates to engage in the business of public contracting, and for the transaction of such other business as may come before it, and thereafter shall have two regular meetings in each year, one in the month of February and one in the month of August, for the purpose of transacting such business as may properly come before it, on call of the chairman of the board. Special or adjourned meetings may be held at such time as the board may provide by the bylaws which it shall adopt, or at such time as the board may, by reasonable resolution, provide. Due notice of each meeting and the time and place thereof shall be given to each member in such manner as the bylaws shall provide. Three members of the board shall constitute a quorum. All meetings of the board shall be held in Oklahoma City, Oklahoma.

SECTION 7. SECRETARY OF BOARD—DUTIES—BOND. The secretary shall keep a record of the proceedings of said board, and shall receive and turn over to the Treasurer of the State of Oklahoma all moneys derived from the operation of this Act and shall draw and certify all vouchers for expenses incurred by the board. The said vouchers shall be countersigned by the chairman of the board and drawn to the Auditor of the State of Oklahoma who shall issue warrants to the Treasurer of the State of Oklahoma for the payment of such certified expenses. Ninety per cent (90%) of all moneys received by the State Treasurer shall be kept by him as a separate fund styled "Public Contractor's Fund," and ten per cent (10%) of all such moneys shall be credited to the General Revenue Fund of the State of Oklahoma. The secretary shall give bond in such sum as the State Treasurer shall determine with such surety

company as shall be approved by the State Treasurer, said bond to be conditioned upon the faithful performance of the duties of his office and upon the faithful accounting of all moneys and other properties which shall come into his hands.

SECTION 8. COMPENSATION — EXPENSE ALLOWANCE — EMPLOYMENT OF ASSISTANT SECRETARY, INVESTIGATOR, CLERKS — SALARIES. Each member of the board shall receive Fifteen Dollars (\$15.00) per day while the board is in session, and reimbursement for necessary traveling expense, board and lodging. The board shall have the power to employ an executive secretary at not more than Six Hundred Dollars (\$600.00) per month; an attorney-investigator at not more than Seven Hundred Dollars (\$700.00) per month; one senior clerk at not more than Four Hundred Dollars (\$400.00) per month; and such additional employees as may be necessary to carry out the functions and duties of the board. All expenses incurred by the board for the administration of this Act are hereby authorized to be paid by the board; provided, however, no funds may be expended for the purpose of purchasing or constructing a building or any portion of a building.

SECTION 9. REGISTER OF APPLICATIONS FOR LICENSE — ROSTER OF LICENSED CONTRACTORS — ANNUAL REPORT. The secretary shall keep a register of all applications for license showing for each the date of application, name, qualification, place of business, place of residence, and whether the license was granted or refused, as well as a complete transcript of the proceedings, including evidence submitted by applicants, licensees, the board, or otherwise, at any hearing. The books and register of this board, including transcripts of proceedings, shall be prima facie evidence of all matters recorded therein, and a certified copy of such

books or register, including transcript of proceedings, under the seal of the board, attested by its secretary, shall be received in evidence in all courts of the State in lieu of the original. A roster showing the names and places of business and of residence of all licensed contractors shall be prepared by the secretary of the board as convenient, and not more than ninety days after the board shall have organized, and during the month of August of each succeeding year. Such roster shall be ordered printed by the board and paid for out of the funds herein appropriated for the operation of this Act. On or before the first day of August of each year, the board shall submit to the Governor a report of its transactions for the preceding year, and shall file with the Secretary of State a copy of such report, together with a complete statement of receipts and expenditures of the board attested by the affidavit of the chairman and secretary, and copy of said roster of licensed contractors.

SECTION 10. APPLICATION FOR LICENSE — FEE — EXAMINATION — ISSUANCE AND RECORDING OF CERTIFICATE — FAILURE TO RECORD — FEE FOR RECORDING — REFUND OF FEE — RE-EXAMINATION — ANNUAL LICENSE FEE. Any person, firm, partnership or corporation, other than members selected by the Governor as hereinbefore provided, hereafter desiring to be licensed as a contractor in this State shall make and file with the board thirty days prior to any regular or special meeting thereof a written application, duly verified, for a license on such form as may then be by the board prescribed, said application to be accompanied by a certified check in the sum of Two Hundred Dollars (\$200.00) payable to the Public Contractors' Licensing Board. If said application complies with the board's rules and regulations and the board is satisfied as to the qualifications in all respects of the applicant, it may issue to

the applicant a certificate to engage in public contracting in the State of Oklahoma. If the board is not satisfied as to the qualifications of the applicant, it may require an examination to determine his, their or its qualifications. If the result of the examination of any applicant shall be satisfactory to the board, then the board shall issue to the applicant a certificate to engage in public contracting in the State of Oklahoma. Any person thus receiving a certificate of license from the board shall forthwith have it recorded in the office of the Secretary of State, and the date of recording shall be evidenced thereon. Until the license is recorded, the holder thereof shall not exercise any of the rights or privileges therein conferred, and, in case such license is not recorded within sixty days from the date of its issuance, it shall become invalid. The Secretary of State shall be paid a fee of One Dollar (\$1.00) for recording said certificate, and shall keep in a book to be provided by him for that purpose a complete list of certificates of license recorded by him, together with the date of each, and the date of recording. Any applicant failing to pass the examination may be re-examined at any regular meeting of the board upon payment of regular fee.

All certificates of license to engage in the business of contracting in the State of Oklahoma shall expire the last day of June following the issuance or renewal thereof, and shall become invalid on that day unless renewed. A fee of Two Hundred Dollars (\$200.00), payable at the time of filing the application, shall be assessed against each applicant and thereafter an annual renewal license fee to be determined by the board, but not to exceed One Hundred Fifty Dollars (\$150.00), shall be paid by each licensee to defray the costs and expenses of the administration of this Act.

SECTION 11. QUALIFICATIONS FOR HOLDING LICENSE — APPEAL

FROM BOARD. The board in determining the qualifications of any applicant for original license, or any renewal license, shall, among other things, consider the following: (a) experience, (b) ability, (c) character, (d) the manner of performance of previous contracts, (e) financial condition, (f) equipment, (g) any other fact tending to show ability and willingness to conserve the public health and safety, and (h) default in complying with the provisions of this Act or any other law of the State; provided that in no event shall the requirements for licenses of any nonresident contractor be less in any particular than that required of an Oklahoma contractor doing business in the state of residence of said applicant. No license shall be issued to a foreign corporation which has not complied with the State laws requiring qualifications to do business in this State, nor to any foreign corporation which has not maintained an office in this State for at least ninety days preceding the making of an application for a license, and no license shall be issued to any individual, firm, partnership, or company that is not a resident of the State of Oklahoma for ninety days, unless such person, firm, partnership, or company has continuously maintained an office in the State of Oklahoma for at least ninety days preceding the filing of an application for a license; provided, however, that the board may issue a license at any regular or special meeting to specialty contractors, without regard to residence qualifications, whenever a showing is made that there are less than five contractors operating in the State of Oklahoma licensed to do the type of specialty contracting involved in a particular application. A record shall be made and preserved by the board of each examination of applicant or licensee, and the findings of the board thereon and a certified copy of the record shall be furnished to any applicant or licensee desiring to appeal from the findings of

said board, as hereinafter provided, upon payment of the costs of transcribing such record.

SECTION 12. LIMITATIONS ON LICENSE. The board shall have the power to limit the license to that character of work for which the applicant is qualified.

SECTION 13. REVOCATION OF LICENSE AFTER NOTICE AND HEARINGS — REISSUANCE — REPLACEMENT OF CERTIFICATES. The board shall have the power to revoke the certificate of license of any contractor licensed hereunder who is found guilty of any fraud or deceit in obtaining a license or for gross negligence, incompetence or misconduct in the conduct of his, their or its business. Any person may prefer charges of such fraud, deceit, negligence, or misconduct against any contractor licensed hereunder. Such charge shall be in writing and sworn to by the complainant and mailed to the board. Such charges, unless dismissed without hearing by the board as unfounded or trivial, shall be heard and determined by the board within thirty days after the date on which they were made. A time and place for such hearing shall be fixed by the board and held in the city of Oklahoma City, Oklahoma County, Oklahoma. A copy of the charges, together with the notice of the time and place of hearing, shall be considered as legally served by the board when sent to the last known address of the accused by registered mail, at least ten days before the fixed date for the hearing, and, in the event that such service cannot be effected ten days before such hearing, the date of hearing and determination shall be postponed as may be necessary to permit the carrying out of this condition. At said hearing the accused shall have the right to appear personally and by counsel, and to cross-examine witnesses against him, them or it, and to submit evidence in his, their or its behalf and

defense. If after said hearing the board finds the facts as alleged and of such character as to disqualify the licensee, the board shall revoke the license of the accused, but in such event no refund shall be made of the license fee. The board may, within its discretion and upon proper application or hearing, re-issue a license to any person, firm or corporation whose license has been revoked. The board shall immediately notify the Secretary of State of its findings in the case of a revocation of a license, or of a reissuance of a revoked license. A certificate of license to replace any certificate lost, destroyed or mutilated may be issued subject to the rules and regulations of the board.

SECTION 14. SIGNIFICANCE OF CERTIFICATE.—The issuance of a certificate of license by this board shall be evidence that the person, firm or corporation named therein is entitled to all of the rights and privileges of a licensed public contractor while the said license remains unrevoked or unexpired.

SECTION 15. PENALTIES FOR OPERATING WITHOUT CERTIFICATE OR GIVING BOARD FALSE EVIDENCE.—Any contractor who, for a fixed price, commission, fee or wage, attempts to or submits a bid or bids to construct, or contracts to construct, or assumes charge, in a supervisory capacity or otherwise, of the construction, erection, alteration or repair, of any public work as defined in this Act, when the cost of the work to be done by the contractor, including but not limited to labor and materials, is Five Thousand Dollars (\$5,000.00) or more, without first having procured a license to engage in the business of contracting in this State, or who shall present or file the license certificate of another, or who shall give false or forged evidence of any kind to the board, or any member thereof, in obtaining a certificate of license, or who shall impersonate another, or who shall use an expired or revoked

certificate of license, shall be deemed guilty of a misdemeanor, and shall be liable to a fine of not less than One Hundred Dollars (\$100.00) or more than Two Hundred Dollars (\$200.00) for each offense, each day to constitute a separate offense. No action may be brought either at law or in equity to enforce any provision of any contract entered into in violation of this Act. The doing of any Act or thing herein prohibited by any applicant or licensee shall in the discretion of the board constitute sufficient grounds to refuse a license to an applicant or to revoke the license of a licensee.

SECTION 16. PROSECUTIONS—SUFFICIENCY OF INDICTMENT.—In all prosecutions for violations of the provisions of this Act for engaging in the business of contracting without a certificate of authority, it shall be sufficient to allege in the indictment, affidavit or complaint that "A. unlawfully engaged in business as a public contractor, without authority from the Public Contractors' Licensing Board so to do."

SECTION 17. EXEMPTIONS.—The following shall be exempted from the provisions of this Act; the practice of contracting as defined in Section 2 of this Act by an authorized representative or representatives of the United States Government, State of Oklahoma, incorporated town, city or county or other political subdivision in this State, and provided further that this Act shall not prevent the State of Oklahoma or any county, city, town or other municipal subdivision from requiring bidders to qualify before submitting bids or proposals for public works. Provided further that if any provision, or condition, contained in this Act shall conflict with any provision of the Federal Law, or any rule or regulation made under the Federal Law pertaining to Federal aid contracts, then such provision of this Act as is in conflict with such Federal Law, rule or regulation shall not

apply on such Federal aid contracts, to the extent that such conflict exists, but all provisions of this Act with which there is no such conflict, shall apply to such Federal aid contracts.

SECTION 18. ENJOINING UNLAWFUL PRACTICE OF CONTRACTING.—When any contractor not being licensed by this board in accordance with the provisions of this Act shall engage, or attempt to engage, in the business of contracting as herein defined, the board shall have the right to go into the proper court in the jurisdiction in which the work is being performed and upon affidavit secure a writ of injunction, without bond, restraining and prohibiting the said contractor from performance of the work then being done, or about to commence.

SECTION 19. INFORMATION CONCERNING NECESSITY OF LICENSE TO ACCOMPANY INVITATIONS TO BID.—All architects and engineers preparing plans and specifications for work to be contracted in the State of Oklahoma shall include in their invitation to bidders and in their specifications a copy of this Act, or such portions thereof as are deemed necessary to convey to the invited bidder, whether he is a resident of this State or not, the information that it will be necessary for him to have evidence of a license before his bid is considered.

SECTION 20. BIDDING UPON PUBLIC WORK, ELIGIBILITY AND REQUIREMENTS.—Before any bid is submitted for public work as herein defined, the bidder must be a licensed public contractor and hold a certificate issued by the State Licensing Board for Public Contractors which is presently in effect and such bidder shall also have maintained an office within the State of Oklahoma for a period of not less than ninety days immediately preceding the date of the submission of such bid. The license number of such bidder shall also appear on the outside of the envelope

containing the bid. No bid shall be opened, considered or accepted unless it meets the requirements as herein set forth.

SECTION 21. All resident and non-resident contractors and partnerships, having one or more partners who are now residents of the State of Oklahoma, or corporate contractors not organized under the laws of the State of Oklahoma must pay all taxes due the State of Oklahoma and the county wherein said work was performed before receiving final payment due under a contract for construction. A certificate from the Oklahoma Tax Commission and a certificate from the County Treasurers of the counties wherein the work was located certifying that all such taxes have been paid shall constitute proof of such fact.

SECTION 22. DECISIONS OF BOARD REVIEWABLE.—Any party aggrieved by any decision of the Public Contractors' Licensing Board shall have the right to seek review thereof by filing a petition, within thirty days from the finding made by said board, in the District Court of Oklahoma County, Oklahoma, in which said aggrieved party shall set out in what respect the adverse action of the board complained of is erroneous and prejudicial, and shall request the court to review the record of the findings of said board. Upon trial duly had, the record of the examination and hearing by the board shall be reviewed by the District Court, and at the conclusion thereof the court shall either uphold the action of the board or shall direct the granting of the application for license denied, or the reinstatement of the license revoked, as the case may be, from which an appeal may be taken either by the applicant or by the board to the Supreme Court as in other cases.

SECTION 23. The provisions of this Act are severable, and if any part or provision hereof shall be void, the de-

cision of the court so holding shall not affect or impair any of the remaining parts or provisions of the Act.

Senator Payne moved that the Senate concur in **HAs** to **SB 298**.

Senator Mahan, as a substitute, moved that the Senate refuse to concur in **HAs** to **SB 298** and request a Conference, which motion was tabled upon motion of Senator Payne.

The vote occurring on the Payne motion, it was declared adopted.

SB 298, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Breeden, Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine, Garvin, Hope, Kerr, King, Land, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Sandlin, Shoemake, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—25.

Nay: Bailey, Berrong, Boecher, Dacus, Grantham, Hamilton, McClendon, Morford, Ritzhaupt, Trent.—10.

Excused: Baldwin, Carrier, Cartwright (Bryan), Cobb, Hall, Herndon.—6.

Not Voting: Harris, Pitcher, Stipe.—3.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 22**, and naming House Conferees as follows: Davis, Chairman, Roberts and Bond (Stephens).

GENERAL ORDER

HB 595, by Wolf, et al of the House, and Bailey, Hope and Collins, was taken up for consideration and read.

Senator Hope asked unanimous consent, which was granted, that **HB 595** be stricken from the Calendar.

Upon motion of Senator Wilson (Beckham), the Senate recessed to meet at 1:15 p.m.

*

The Senate reassembled at 1:15 p.m. with President Pro Tempore Garvin presiding.

Senators Herndon, Hall, Cartwright (Bryan) and Baldwin asked to be recorded present, which was the order.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 22** was read and adopted upon motion of Senator Wilson (Beckham):

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 amendments thereto, entitled:

AN ACT RELATING TO COUNTIES; PROVIDING A UNIFORM METHOD FOR DETERMINING THE SALARIES OF COUNTY OFFICERS AND THEIR EMPLOYEES AND THE NUMBER OF THE LATTER; MAKING THE PROVISIONS OF THIS ACT EFFECTIVE AS EARLY AS PERMISSIBLE UNDER THE CONSTITUTION; MAKING PROVISIONS OF ACT SEVERABLE; REPEALING 19 O. S. 1951, SECTIONS 179.2, 179.3, 179.4, 179.8, 179.9, 179.10 AND 179.11, CHAPTERS 6A, 6A-a, 6A-b, 6A-c and 6A-d, TITLE 19, PAGES 68 TO 75 INCLUSIVE, OKLAHOMA SESSION LAWS 1953, CHAPTERS 6Aa, 6Ab, 6Aab, AND 6Aac, TITLE 19, PAGES 94, 95, 106 AND 107, OKLAHOMA SESSION LAWS 1957, AND ALL OTHER ACTS OR PARTS OF ACTS, GENERAL OR SPECIAL, IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and here-

with return the same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 22, attached hereto, be adopted.

Respectfully submitted,

For the Senate	For the House
Wilson,	Davis,
Chairman	Roberts
Sandlin	
King	

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 22
—By Conference Committee.

AN ACT RELATING TO COUNTIES; PROVIDING A UNIFORM METHOD FOR DETERMINING THE SALARIES OF COUNTY OFFICERS AND THEIR EMPLOYEES AND THE NUMBER OF THE LATTER; MAKING THE PROVISIONS OF THIS ACT EFFECTIVE AS EARLY AS PERMISSIBLE UNDER THE CONSTITUTION; MAKING PROVISIONS OF ACT SEVERABLE; REPEALING 19 O. S. 1951, SECTIONS 179.2, 179.3, 179.4, 179.8, 179.9, 179.10 AND 179.11, CHAPTERS 6A, 6A-a, 6A-b, 6A-c AND 6A-d, TITLE 19, PAGES 68 TO 75 INCLUSIVE, OKLAHOMA SESSION LAWS 1953, CHAPTERS 6Aa, 6Ab, 6Au, 6Aab, 6Aac, AND 7A, TITLE 19, PAGES 94, 95, 104, 106, 107, AND 112, OKLAHOMA SESSION LAWS 1957, AND ALL OTHER ACTS OR PARTS OF ACTS, GENERAL OR SPECIAL, IN CONFLICT THEREWITH.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. The purpose of this act is to codify and revise the laws of the state relating to the salaries and wages of county officers and their deputies and employees, and to establish said salaries and wages by general law applicable throughout the state under a uniform schedule fixing such salaries and wages, and future increases and reductions thereof upon the following bases; (A) the available revenues of the sev-

eral counties out of which such salaries and wages may be paid, (B) the amount of services required to be performed, (C) the monetary value of such services in relation to that of nongovernmental services of similar nature in the areas wherein such services are performed; and (D) the relative amounts of services required of the various county officers, their duties and employees upon investigation and full consideration of the applicable facts. The Legislature has determined that the foregoing bases of such schedule graduations generally are cognate to the combination of the following factors: (a) The net valuation of all tangible taxable property of the county (total taxable valuation less homestead exemption allowances), hereinafter referred to as "service-ability" and (b) the population of the county, hereinafter referred to as the "service-load"; and that the application of said factors properly establishes a rational and relevant formula for uniformity of salaries and wages and of future increases and decreases thereof.

SECTION 2. The net total tangible property valuation for ad valorem tax purposes in each county, or service-ability factor, shall be determined from the county assessor's certificate of such valuations as filed with the excise board of the county for purpose of computation of ad valorem tax levies of each year, and no subsequent amendments thereto to effect an increase in such valuations shall have any effect for such year whatsoever.

SECTION 3. The population of each county, or service-load factor shall be determined from the announced population of counties of Oklahoma based on the Federal Decennial Census. No other census however authorized shall have any effect insofar as this act is concerned.

SECTION 4. For purposes of fixing salaries under this act county officers shall be grouped in the following classifications:

A. Enforcement officers or those charged with enforcing the laws relating to public peace and safety: the county attorney, the county sheriff, the county judge, and judges in courts of common pleas where established.

B. Tax and fee officials: the county treasurer, the county clerk, the court clerk, the clerk of the court of common pleas, the county assessor, the county superintendent of schools and the members of the board of county commissioners.

C. Other elective county officers.

SECTION 5. The basic salaries, upon which all salaries and future increases or decreases thereof shall be computed shall be as follows:

(a) In every county having a net valuation of all tangible taxable property, as defined in sections 1 and 2, of Ten Million Dollars (\$10,000,000.00) or less, the basic salary of each of the county officers named in group "A" shall be Three Thousand Two Hundred Dollars (\$3,200.00) per annum, the basic salary of each of the county officers named in group "B" shall be Three Thousand Dollars (\$3,000.00) per annum.

(b) In every county having a net valuation of all tangible taxable property, as defined in sections 1 and 2, of more than Ten Million Dollars (\$10,000,000.00) but not more than twenty Million Dollars (\$20,000,000.00). the basic salary of each of the county officers named in group "A" shall be Three Thousand Four Hundred Dollars (\$3,400.00) per annum, the basic salary of the county officers named in group "B" shall be Three Thousand Two Hundred Dollars (\$3,200.00.) per annum.

(c) In every county having a net valuation of all tangible taxable property, as defined in sections 1 and 2, of more than Twenty Million Dollars (\$20,000,000.00) but not more than Thirty Million Dollars (\$30,000,000.00) the basic salary of each of the county officers named in group "A" shall be

Four Thousand Four Hundred Dollars (\$4,400.00) per annum, the basic salary of each of the county officers named in group "B" shall be Three Thousand Three Hundred Dollars (\$3,300.00) per annum.

(d) In every county having a net valuation of all tangible taxable property, as defined in sections 1 and 2, of more than Thirty Million Dollars (\$30,000,000.00) but not more than Forty Million Dollars (\$40,000,000.00), the basic salary of each of the county officers named in group "A" shall be Four Thousand Eight Hundred Dollars (\$4,800.00) per annum, the basic salary of each of the county officers named in group "B" shall be Three Thousand Five Hundred Dollars (\$3,500.00) per annum.

(e) In every county having a net valuation of all tangible taxable property, as defined in sections 1 and 2, of more than Forty Million Dollars (\$40,000,000.00) but not more than Fifty Million Dollars (\$50,000,000.00), the basic salary of each of the county officers named in group "A" shall be Five Thousand Dollars (\$5,000.00) per annum, the basic salary of each of the county officers named in group "B" shall be Three Thousand Six Hundred Dollars (\$3,600.00), per annum.

(f) In every county having a net valuation of all tangible taxable property, as defined in sections 1 and 2, of more than Fifty Million Dollars (\$50,000,000.00), the basic salary of each of the county officers named in group "A" shall be Six Thousand Dollars (\$6,000.00) per annum, the basic salary of each of the county officers named in group "B" shall be Five Thousand Dollars (\$5,000.00) per annum.

(g) Notwithstanding any other provisions of this act in every county having a population according to the 1950 or any succeeding Federal Decennial Census, of more than two hundred twenty thousand (220,000), and a net valuation of all tangible taxable prop-

erty, as defined in sections 1 and 2, of more than Fifty Million Dollars (\$50,000,000.00), each county judge and county attorney shall receive and be paid the sum of Three Thousand Dollars (\$3,000.00) per annum, payable monthly, in addition to the salary hereinabove provided, said additional salary to be paid from the court funds of such counties; and in every county having a population according to the 1950 or any succeeding Federal Decennial Census of more than three hundred thousand (300,000), and a net valuation of all tangible taxable property, as defined in sections 1 and 2, of more than Fifty Million Dollars (\$50,000,000.00), each judge of the court of common pleas shall receive and be paid the sum of One Thousand Eight Hundred Dollars (\$1,800.00) per annum, payable monthly, in addition to the salary hereinabove provided, said additional salary to be paid from the court funds of such counties, and the judge of the children's court shall receive and be paid the same salary as the county judges, but the entire salary of the judge of the children's court shall be paid out of the general funds of such counties.

(h) In all counties of this state, the total annual salaries of each of the county officers named in group "C" shall be fixed by the board of county commissioners except where otherwise provided by law, and in each county the salary last fixed by the board of county commissioners before the election or appointment of any such officer shall be the applicable salary for such county officer for the ensuing term.

The annual salaries fixed by this act shall be paid monthly for each month or fraction thereof the incumbent lawfully occupies and holds title to such office.

SECTION 6. In every county in this state the salary of each county officer named in groups "A" and "B" shall be

increased from the applicable basic salary named in section 5, for net valuation or service-ability, according to the following scale;

A. To said basic salary, add

1. The product of Forty Dollars (\$40.00) times each One Million Dollars (\$1,000,000.00) net valuation, or major fraction thereof, until a net valuation of Seventy-Five Million Dollars (\$75,000,000.00) is reached; thereafter add

2. The product of Forty Dollars (\$40.00) times each additional Five Million Dollars (\$5,000,000.00) net valuation, or major fraction thereof until a net valuation of One Hundred and Fifty Million Dollars (\$150,000,000.00) is reached; thereafter add

3. The product of Forty Dollars (\$40.00) times each additional Ten Million Dollars (\$10,000,000.00) net valuation, or major fraction thereof.

B. And also the salary of each county officer shall be additionally increased from the basic salary named in section 5, and the additions thereto heretofore provided in this section, for population or service-load according to the following scale;

1. The product of Five Dollars (\$5.00) times each one thousand population, or major fraction thereof, until a population of seventy-five thousand is reached; thereafter add:

2. The product of Five Dollars (\$5.00) times each additional five thousand population, or major fraction thereof, until a population of one hundred and fifty thousand is reached; thereafter add:

3. The product of Five Dollars (\$5.00) times each additional ten thousand population, or major fraction thereof.

C. And also the salary of each county attorney, county judge and judges in courts of common pleas, where established, shall be additionally increased for the professional requirements of such officer from the basic salary as provided by this act as follows:

1. In all counties having an assessed valuation in excess of Twenty Million Dollars (\$20,000,000.00) as defined in sections 1 and 2 of this Act, such officers shall receive an increase of Six Hundred Dollars (\$600.00) per annum.

2. In all counties having an assessed valuation in excess of Ten Million Dollars (\$10,000,000.00) and less than Twenty Million Dollars (\$20,000,000.00), such officer shall be increased Six Hundred Dollars (\$600.00) per annum.

SECTION 7. In order to maintain uniformity of the salary schedules provided herein in relation to responsibility, skills and training required, it is hereby provided that in any county in this state in which the salary of the county attorney and county judge, calculated according to the provisions of sections 5 and 6 of this Act, is less than Five Thousand Dollars (\$5,000.00) per annum, the said county attorney and county judge shall be paid such additional amount as shall be necessary to make the total annual salary of such county attorney or county judge the sum of Five Thousand Dollars (\$5,000.00) per annum; said additional amount to be paid monthly; provided, that the salary of the county attorney and county judge shall be paid from the general fund of the county to the extent of the limitations imposed by section 10 (b) of this Act, and any balance necessary to bring the total annual salary to Five Thousand Dollars (\$5,000.00) per annum shall be paid from the court fund of the county, that is, if the district judge or judges of the judicial district in which said county is located find that the court fund of the county is sufficient to pay said balance, as well as other lawful charges against said fund, and issue an order to the court clerk to that effect. However, if the court fund of the county is not so found to be sufficient, but is found by said judge or judges to be sufficient to pay a portion of said balance, said portion shall be paid to the county attorney and county

judge from said court fund if said judge or judges issue an order to that effect to the court clerk; provided, however, that only such amounts in excess of Five Thousand Dollars (\$5,000.00) in court fund shall be used for salaries under this Act.

SECTION 8. (a) The officers named in groups "A" and "B" shall have such number of regular or technical deputies, assistants, investigators, evidence men, aides, stenographers, or reporters, technicians, undersheriffs, jailers, matrons, handwriting and fingerprint experts, probation officers, and/or juvenile officers, bailiffs, or other help, by whatever title the principal officer may ascribe to the duties or functions to be performed as authorized by law and clearly related to the proper accomplishment of lawful functions, whether on whole or part-time basis at such rates of salary or pay, subject to the provisions of this section as hereinafter set forth as the principal officer may propose and establish the need, and the county commissioners will approve, for the adequate accomplishment of the functions of the office and the performance of the duties imposed thereon by law, with due weight being given to employments on whole or part-time basis: Provided, that no such employments shall exceed the amount of lawful funds appropriated for such purpose.

(b) Each principal officer named in groups "A" and "B", except judges, shall designate of record in the office of the county clerk a first or chief deputy or assistant who shall be chargeable with all the duties of such principal officer, but subject to the direction of the latter; and such first or chief deputy or assistant shall carry on the duties of the office during the absence of the principal officer, or in the event of the death, removal or resignation of said principal officer until a successor shall have qualified. During periods of vacancy of the principal office, resulting from the death, removal or resignation

of the principal officer, the chief deputy or assistant shall be bonded in the same manner and in the same sum as required for the principal officer.

(c) The first or chief deputy or assistant to any officer, as authorized by subsection (b) of this section, shall receive a salary not to exceed ninety per cent (90%) of the salary of the principal officer; and if the principal officer be allowed more than one deputy or assistant, that person whom the principal officer shall designate as "second deputy" or "second assistant" shall receive a salary not to exceed eighty per cent (80%) of the salary of the principal officer; and the aforesaid salaries within said limitations shall be such amounts as the principal officer may propose and establish the need for, and the county commissioners will approve.

(d) No other deputy, aide, assistant or other person named in subsection (a) of this section may be paid a salary at a rate in excess of eighty per cent (80%) of the salary of the principal officer; and, subject to said limitation, the salary or rate of pay of such subordinate shall be determined by the principal officer and the county commissioners based upon the responsibility, risks, skills, training and experience required for such position and afforded by the subordinate: Provided that the eighty per cent (80%) limitation shall not apply to county officers employing technical help on a part-time, contract or wage basis within the amount of lawful appropriations for said purposes, by and with the consent and approval of the county commissioners.

SECTION 9. Following the passage of this Act, in all counties of this State having a population in excess of two hundred thousand (200,000), according to the 1950 or any succeeding Federal Decennial Census, all assistant county attorneys and deputy county attorneys shall be under the same restrictions relating to the private practice of law as is the county attorney; and provided

further that should any assistant county attorney draw a salary greater than fifty percent (50%) of the salary of the county attorney, or receive office space from the county except for official purposes, such assistant county attorney shall be under the same restrictions relating to the private practice of law as is the county attorney; provided further that it is the intent of this Act that no assistant county attorney may use any office space in any courthouse for the private practice of law.

SECTION 10. (a) It is hereby declared to be the intent of the Legislature that this Act shall be the comprehensive salary code for all counties of the state and no county officer in groups "A" or "B", or their assistants, deputies, or other employees by whatever title designated, shall receive any salary or wages except as provided in this Act, except that the county superintendent of schools may receive extra compensation as provided by the Oklahoma School Code.

(b) Notwithstanding any provisions of this Act to the contrary, no county shall appropriate or expend more than seventy-five percent (75%) of its total available revenue for current general fund purposes in any fiscal year, computed as required by the fourth proviso of section 289 (B), Title 68, O. S. 1951, for salaries and wages of the officers named in groups "A" and "B" and their assistants, deputies and employees by whatever title designated, as classified in section 4 of this Act. In the event that the total sum necessary to pay the salaries and wages of officers and their assistants, deputies and employees does exceed seventy-five percent (75%) of such total available revenue, then such total sum shall be reduced to an amount equal to seventy-five percent (75%) of such total available revenue, and the salary and wages of each officer, assistant, deputy and employee shall be reduced by that percentage of the authorized amount thereof which said total

reduction bears to the total authorized sum.

SECTION 11. The date on which changes in the salaries and rates of pay for county officers and their deputies, aides and assistants under this Act due to changes in population or valuation in any county shall take effect, shall be as of, on and after the first day of July of the fiscal year in the calendar year in which the Federal Decennial Census for the State of Oklahoma is announced, and in which the county assessor files his official certificate of total net assessed valuations of tangible properties for such year with the county excise board for the purpose of computing appropriations and levies for such year.

SECTION 12. It is hereby declared to be the intent of this Legislature that this Act shall become effective at the earliest possible moment under the provisions of the Constitution, but in any event shall become effective with respect to the salaries and wages of the assistants, deputies and employees of a particular officer at the same time that it shall become effective with respect to the salary of such principal officer.

SECTION 13. 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 declaration shall not in anywise affect the remaining sections, paragraphs, sentences or phrases of this Act, but the same shall continue in full force and effect.

SECTION 14. Title 19, O. S. 1951, §§ 179.2, 179.3, 179.4, 179.8, 179.9, 179.10 and 179.11, Chapters 6A, 6A-a, 6A-b, 6A-c, and 6A-d, Title 19, pages 68 to 75 inclusive, Oklahoma Session Laws 1953, Chapters 6Aa, 6Ab, 6Au, 6Aab, 6Aac, and 7A, Title 19, pages 94, 95, 104, 106, 107 and 112, Oklahoma Session Laws 1957, and all other Acts or parts of Acts, general or special, in conflict herewith, are hereby repealed.

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:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—37.

Nay: Hall, Wilson (Greer).—2.

Excused: Carrier, Cobb.—2.

Not Voting: Berrong, Morford, Stipe.—3.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Beckham).—37.

Nay: Hall, Wilson (Greer).—2.

Excused: Carrier, Cobb.—2.

Not Voting: Berrong, Morford, Stipe.—3.

The emergency was declared passed.

SB 22, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Collins moved that all Senate and House Bills lodged in committees be now stricken, which motion prevailed.

REFERRING FURTHER TO HB 529:

Senator Fine moved that **HB 529** be referred to the Legislative Council for interim study.

Senator Grantham moved to table the Fine motion.

Senator Cartwright (Bryan) moved the previous question be now put.

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

Aye: Allen, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Hall, Hamilton, Harris, Kerr, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Pitcher, Ritzhaupt, Tipps, Wilson (Greer).—24.

Nay: Bailey, Breeden, Garvin, Grantham, King, Land, Morford, Payne, Pazoureck, Sandlin, Shoemake, Walker, Wilson (Beckham).—13.

Excused: Carrier, Cobb.—2.

Not Voting: Baldwin, Herndon, Hope, Stipe, Trent.—5.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HJR 517**. **HBs 917, 893, 859, 653, 674, 903, 748, 854** and **856**, each as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 873**, requesting Conference with instructions to House Conferees to ask the Senate to recede from their amendments to said bill, naming House Conferees as follows: Nance, Chairman, Bullard and Langley.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HJR 520**, as amended, with exception of Section 4 calling for Special Election, which Section failed.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SRs 72 and 75 and SBs 10 and 246 each correctly enrolled.

Enrolled **SRs 72 and 75** were properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 10 and 246**, after fourth reading, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Allen presiding.

Senator Allen asked that the Senate dispense with its regular order of business for the purpose of the following Appreciation Ceremonies, which was the order.

Senator Miskovsky introduced Mr. Stanley Draper, Managing Director of the Oklahoma City Chamber of Commerce, who made a very impressive talk.

Senator Ritzhaupt asked unanimous consent that the remarks of Mr. Draper be incorporated in the Journal, which was the order, and are as follows:

Mr. President and Gentleman
of the Senate:

It can be said of this, the first session of our Legislature of Oklahoma's second fifty years, that you gentlemen have been mindful of the welfare of all our people of our beloved Oklahoma. You have wrestled with many of the most vexing problems ever facing an Oklahoma Legislative body. You have taken time to inform yourselves of the pros and cons of issues before you—you have hammered out tough decisions on the anvil of debate. You have not been able to please every citizen.

It is very interesting to observe among our citizens what deep convictions they sometime have about things they know the least about on issues that have been before you. As time moves swiftly along, history will record, I believe, that this session of our Legislature has made tremendous contri-

butions to the accelerating forward march of progress of our great state, and you may look back on your decisions with real pride.

According to newspaper, radio and television reports you good people seem to be getting awfully tired of one another. Let me assure you, please, that Oklahoma City is not tired of you, not even since you have been collecting just \$3.00 a day for your labors.

As you return home, drive carefully and come back to see us when you can.

Senator Cowden was recognized and spoke in high praise of President Pro Tempore Garvin, as a man of patience, a firm believer in fair play; that he had the assets necessary to make him a fine President Pro Tempore and that he, himself, believed the good Lord had sent such a man as Senator Garvin to lead; that the Senate was deeply indebted to him and as a token of love and affection presented to him, on behalf of the Senate, a lovely sterling cigarette box.

Mr. Frank Truel, Sergeant-at-Arms, on behalf of the Senate employees, presented to President Pro Tempore Garvin a sterling silver covered vegetable dish.

In response, President Pro Tempore Garvin expressed his appreciation for the gifts, adding that this experience had been the most outstanding of his life; that he felt it would enable him to better cope with problems; that he was thankful to the members for the opportunity to grow as he believed he had; that he deeply appreciated their patience and that if he, at any time, had offended any member it was not intentional. He particularly paid tribute to the employees of the Senate for their cooperation.

Senator Easterly was recognized and after speaking of Senator Wilson (Beckham), Senate Majority Floor Leader, as a very close friend, a man of great in-

tegrity and diligence, who had been extremely fair and had done an outstanding job as Majority Floor Leader, presented to him, on behalf of the Senate, a lovely marble topped coffee table.

Mr. W. M. Thompson, Comptroller, on behalf of Senate employees, presented Senator Wilson (Beckham) with a beautiful watch.

Senator Wilson (Beckham) responded by saying he had not found the job of Majority Floor Leader as difficult as he had expected due to the cooperation of the entire Senate; that he had enjoyed working so closely with President Pro Tempore Garvin and Assistant Floor Leader, Senator Tom Payne. He expressed his appreciation for the help given by Senate employees, and told the Senate and its employees he was very appreciative of the lovely gifts

Senator Harris was recognized and, after speaking of the Assistant Floor Leader, Senator Tom Payne, as a "man of his word", loyal to his friends, presented to him, on behalf of the Senate, a pair of Binoculars.

Mr. O'Neal, Senate Calendar Clerk, on behalf of the Senate employees, presented to Senator Payne a lovely watch.

In response, Senator Payne said he had enjoyed the privilege of serving as Assistant Floor Leader, that he respected the members for their views, and was grateful for the experience. He also thanked Senate employees for their help. Senator Payne expressed sincere thanks for the lovely gifts from the Senate and its employees.

Senator Grantham was recognized and presented Mrs. Payne with a lovely orchid.

Senator Fine was recognized and expressed the Senate's admiration for the Dean of the Senate, Senator Ritzhaupt, who, he said, had served as a member of the Senate for almost a quarter of a century and along with his work as a Surgeon had devoted his life to public

service; that he had been a great help in matters of public health and his counsel to members had been invaluable, following which, on behalf of the Senate, he presented to Senator Ritzhaupt a clock radio.

Senator Ritzhaupt thanked the members for the very fine gift and said he had only done his duty; that this particular session had had before it the most difficult problems of any session in which he had served and that it would go down in history as one of the greatest.

Senator Dacus was recognized and, on behalf of the Senate, presented Mrs. Ritzhaupt with a beautiful orchid.

Senator Breeden, on behalf of the Senate, presented to Senator Morford, Minority Floor Leader, a piece of luggage.

Mr. O'Neal, on behalf of the Senate employees, presented to Senator Morford a clock radio.

Senator Morford, in accepting the gifts with thanks, spoke of his enjoyment of the Session.

Mr. Leo Winters, Secretary of the Senate, on behalf of the Senate employees, presented Senator Easterly, Chairman of the Employment Committee, a Gift Certificate for \$50.00.

Senator Easterly thanked the Senate employees for the Gift Certificate and praised them for their good work.

Senator Wilson (Greer) presented, on behalf of the Senate, lovely Chanel No. 5 perfume to the Senate Journal Clerk, Miss W. E. Shipley.

Senator Miskovsky, on behalf of the Senate, presented Miss Katherine Mantton, Assistant Journal Clerk, a lovely orchid.

Senator Boecher, in jest, presented Senator Miskovsky a good conduct medal on which was inscribed: "Should Everybody Pay Taxes With a Smile? I Tried It But They Wanted Cash." Signed: "Timothy the Taxpayer."

Senator Tipps was recognized and presented to those known as the "knot hole gang" a package of peanuts.

Senator Allen announced the completion of Ceremonies and that the Senate would resume its Regular Order of Business.

President Pro Tempore Garvin presiding.

Senator McSpadden asked to be shown excused for the remainder of this legislative day, which was the order.

MESSAGE FROM THE HOUSE.

Requesting the Senate to recall Engrossed **HB 728** for proper engrossment of **SA**.

Senator Cowden asked unanimous consent, which was granted, that the request of the Honorable House be granted and **HB 728** be recalled.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SJR 16** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Joint Resolution No. 16 and Engrossed House Amendments thereto, entitled:

A RESOLUTION AUTHORIZING THE PLANNING AND RESOURCES BOARD TO SELL CERTAIN STATE LANDS TO THE CHOCTAW AREA COUNCIL, INCORPORATED, BOY SCOUTS OF AMERICA, AND PURCHASE CERTAIN LANDS OF THAT ORGANIZATION FOR THE STATE FOR PARK AND RECREATION PURPOSES; PROVIDING FOR THE APPOINTMENT OF APPRAISERS; MAKING APPROPRIATION AND DECLARING THE PURPOSE THEREOF: MAKING SUCH APPROPRIATION

NONFISCAL; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the House recede from Engrossed House Amendment No. 1.
2. That Section 3 be stricken.
3. That Section 4 be stricken.
4. That the remaining sections be renumbered in conformance with the above.
5. That the Title be amended by striking the following: "MAKING APPROPRIATION AND DECLARING THE PURPOSE THEREOF; MAKING SUCH APPROPRIATION NONFISCAL;".

Respectfully submitted,

Senate Conferees: House Conferees:

Bailey	Ruby,
Baldwin	Chairman
Boecher	Green
Breeden	Arrington
Dacus	Bullard
Grantham	Fuller
King	Hurst
Hamilton	Larason
Pazoureck	Levergood
Pitcher	Nance
Shoemake	Williams
Tipps	(Murray)

SJR 16, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: Easterly.—1.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Grantham, Hall, McColgin, Mahan, Miskovsky, Payne, Stipe, Tipps.—8.

The resolution, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Fine, Garvin, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Morford, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Nay: Easterly.—1.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Grantham, Hall, McColgin, Mahan, Miskovsky, Payne, Stipe, Tipps.—8.

The emergency was declared passed.

SJR 16, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 83, 119, 171, 175, 210, 218, 223, 231, 260, 264, 270, 274, 282, 290, 295, 296, 301, 310, 327 and 328.**

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 43.**

The above numbered Bill, as amended in Conference, was referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 510, 519, 533, 860, 882, 581, 799, 830, 856, 857, 903 and HJR 517.**

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **SB 273** was read and adopted upon motion of Senator Hope:

TO THE HONORABLE
PRESIDENT OF THE SENATE
AND THE SPEAKER OF THE
HOUSE OF REPRESENTATIVES:

We, your General Conference Committee on Appropriations to whom was referred Engrossed Senate Bill No. 273 and Engrossed House Amendments thereto, entitled:

AN ACT RELATING TO A HOSPITAL FOR MENTALLY RETARDED CHILDREN; MAKING AN APPROPRIATION TO THE STATE BOARD OF PUBLIC AFFAIRS FOR CONSTRUCTION OF SAID HOSPITAL; ENUMERATING CERTAIN CONDITIONS; DESIGNATING THE STATE BOARD OF PUBLIC AFFAIRS AS CONTRACTING AGENCY; MAKING THE APPROPRIATION NONFISCAL; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY,
beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

1. That the Conference Committee Substitute for Engrossed Senate Bill No. 273, attached hereto, **BE ADOPTED.**

CONFERENCE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 273
—By General Conference Committee on Appropriations.

AN ACT RELATING TO A HOS-

PITAL FOR MENTALLY RETARDED CHILDREN; MAKING AN APPROPRIATION TO THE STATE BOARD OF PUBLIC AFFAIRS FOR CONSTRUCTION OF SAID HOSPITAL; AUTHORIZING THE STATE MENTAL HEALTH BOARD TO DETERMINE LOCATION; AUTHORIZING THE STATE MENTAL HEALTH BOARD TO REQUIRE MATCHING FUNDS; DESIGNATING THE STATE BOARD OF PUBLIC AFFAIRS AS CONTRACTING AGENCY; MAKING THE APPROPRIATION NONFISCAL; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the State Board of Public Affairs, from the Emergency Appropriation Fund of the State Treasury for the fiscal year ending June 30, 1959, the sum of One Million Dollars (\$1,000,000.00) for the construction, and maintenance during the next biennium, of a hospital for mentally retarded children at a location to be decided by the State Mental Health Board.

SECTION 2. It is further provided that the State Mental Health Board may require public and/or private matching funds, in a percentage to be determined by said Board, from the County wherein the hospital is to be located.

SECTION 3. The State Board of Public Affairs is hereby designated the contracting agency for the construction authorized and appropriated in Section 1 of this Act.

SECTION 4. The appropriation made by Section 1 of this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 5. The provisions of this Act are severable, and if any part or provision hereof shall be held void, the

decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Arrington
Boecher	Bullard
Breeden	Fuller
Dacus	Garrison
Grantham	Hurst
King	Larason
Hamilton	Levergood
Pazoureck	Poynor
Pitcher	Reneau
Shoemake	Roberts
Tipps	Sparger
Trent	Williams
	(Murray)

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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Carrier, Cobb, McSpadden.—

3.

Not Voting: Hall, Pitcher, Sandlin.—

3.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Hall, Pitcher, Sandlin.—3.

The emergency was declared passed.

SB 273, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGES FROM THE HOUSE

Transmitting following bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 796, 839 and 862**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 796** was read and adopted upon motion of Senator Hope:

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. 796, and Engrossed Senate amendments thereto, entitled:

AN ACT RELATING TO DAY-

NIGHT HOSPITAL FOR MENTAL HEALTH,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the following General Conference Committee Amendment be adopted:

Strike the present TITLE and insert a new TITLE to read as follows:

AN ACT RELATING TO MENTAL HEALTH; MAKING AN APPROPRIATION TO THE DEPARTMENT OF MENTAL HEALTH; PROVIDING THAT SUCH APPROPRIATION SHALL BE USED FOR THE ESTABLISHMENT AND OPERATION OF A DAY-NIGHT RECEIVING HOSPITAL TO BE LOCATED AT, OR IN THE IMMEDIATE VICINITY OF, McAL-ESTER, OKLAHOMA; MAKING THE APPROPRIATION FISCAL; MAKING THE PROVISIONS OF THIS ACT SEVERABLE; AND DECLARING AN EMERGENCY.

3. That the following General Conference Committee Amendment be adopted:

Strike the present SECTION 1 and substitute in lieu thereof the following new SECTION 1 to read as follows:

"SECTION 1. There is hereby appropriated to the Department of Mental Health from any monies in the General Revenue Fund of the State, not otherwise appropriated, for the fiscal year ending June 30, 1960, the sum of One Thousand Dollars (\$1,000.00), and for the fiscal year ending June 30, 1961, the sum of One Thousand Dollars (\$1,000.00)."

Respectfully submitted,
 Senate Conferees: House Conferees:
 Hope, Ruby,
 Chairman. Chairman
 Bailey Green
 Baldwin Bullard
 Boecher Fuller
 Breeden Garrison
 Dacus Hurst
 Grantham Levergood
 Hamilton Poynor
 King Reneau
 Pazoureck Roberts
 Pitcher Sparger
 Shoemake Williams
 Tipps (Murray)
 Trent

HB 796, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Fine, Herndon, Land, Mahan, Pitcher.—5.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe,

Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—36.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Fine, Herndon, Land, Mahan, Pitcher.—5.

The emergency was declared passed.

HB 796, together with Conference Committee Report thereon, was ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 839** was read and adopted upon motion of Senator Hope:

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. 839, and Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO EDUCATION AND LIVESTOCK ACTIVITIES AT MURRAY STATE COLLEGE,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the General Conference Committee on Appropriations amendment, as follows, be adopted: Strike the present TITLE and insert a new TITLE to read as follows:

"AN ACT RELATING TO EDUCATION; MAKING AN APPROPRIATION TO THE BOARD OF REGENTS FOR AGRICULTURAL AND MECHANICAL COLLEGES; EXPRESSING THE LEGISLATIVE INTENT THAT THE FUNDS BE USED FOR THE REPAIR, MAINTENANCE AND EXPANSION OF VARIOUS STRUCTURES AND FACILITIES AT MURRAY STATE AGRICULTURAL COL-

LEGE; MAKING APPROPRIATION NON-FISCAL; AND DECLARING AN EMERGENCY."

3. That the following General Conference Committee on Appropriations amendment be adopted: Strike the present Section 1 and insert a new Section 1 to read as follows:

"SECTION 1. There is hereby appropriated to the Board of Regents for Agricultural and Mechanical Colleges from the funds listed below the sum of Six Thousand Eight Hundred Dollars (\$6,800.00). It is the intent of the Legislature that this appropriation be used for construction, maintenance, repair, and expansion of livestock performance testing barns and other structures and facilities used in connection with livestock activities at Murray State Agricultural College, Tishomingo, Oklahoma.

General Revenue 1960	-----	\$ 150.00
General Revenue 1961	-----	6,650.00

Total ----- \$6,800.00

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Bullard
Boecher	Fuller
Breeden	Garrison
Dacus	Hurst
Grantham	Larason
Hamilton	Levergood
King	Nance
Pazoureck	Sparger
Pitcher	Williams
Shoemake	(Murray)
Tipps	
Trent	

HB 839, 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:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine,

Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Bailey, Cartwright (Bryan), Dacus, Herndon, Land, Mahan, Pitcher.—7.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Baldwin, Berrong, Boecher, Breeden, Cartwright (Seminole), Collins, Cowden, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Hope, Kerr, King, McClendon, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Bailey, Cartwright (Bryan), Dacus, Herndon, Land, Mahan, Pitcher.—7.

The emergency was declared passed.

HB 839, together with Conference Committee Report thereon, was ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 862** was read and adopted upon motion of Senator King:

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. 862, and Engrossed Senate Amendment to Engrossed House Bill No. 862, entitled:

AN ACT RELATING TO TITLE 17, CHAPTER 9, O. S. STATUTES 1951;

ADDING A NEW SECTION PERTAINING TO CERTAIN REPORTERS' SALARIES; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Fuller
Boecher	Garrison
Breeden	Larason
Dacus	Levergood
Grantham	Poynor
King	Reneau
Hamilton	Roberts
Tipps	Sparger
Pazoureck	Williams
Pitcher	Bullard
Shoemake	
Trent	

HB 862, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Breeden, Cartwright (Bryan), Fine, Grantham, Harris, Hernon, McClendon, Mahan, Pitcher.—9.

The bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Hall, Hamilton, Hope, Kerr, King, Land, McColgin, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—32.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Breeden, Cartwright (Bryan), Fine, Grantham, Harris, Hernon, McClendon, Mahan, Pitcher.—9.

The emergency was declared passed.

HB 862, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Referring further to **HB 873**:

Upon motion of Senator Shoemake, the request of the Honorable House for a conference on **HB 873** was ordered granted and President Pro Tempore Garvin appointed as the Senate Conferees thereunder: Senators Stipe, Field and Sandlin.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 71, 73 and **74** each correctly enrolled.

Enrolled **SRs 71, 73** and **74** were each properly signed and ordered transmitted to the Secretary of State.

Senator Baldwin presiding.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 753**.

CONFERENCE COMMITTEE REPORT

The following Conference Committee Report on **HB 753** was read:

TO THE HONORABLE PRESIDENT
OF THE SENATE AND
THE SPEAKER OF THE HOUSE
OF REPRESENTATIVES:

We your Joint Conference Committee on Engrossed House Bill 753 to whom same was referred along with Engrossed Senate Amendments thereto, entitled:

AN ACT RELATING TO BOATS AND VESSELS; DECLARING STATE POLICY; DEFINING WORDS AND TERMS; PROVIDING FOR LICENSING, REGULATING, COLLECTING AND USE OF FEES; DESIGNATING DEPARTMENT OF WILDLIFE CONSERVATION AS ADMINISTERING AND ENFORCING AGENCY; AND DESIGNATING THE PLANNING AND RESOURCES BOARD TO PROMULGATE THE ADVERTISING AND DEVELOPING OF TOURIST, BOATING AND RECREATION INDUSTRY WITHIN THE STATE OF OKLAHOMA; AUTHORIZING PROMULGATION OF RULES AND REGULATIONS, WITH REQUIREMENTS FOR FILING; ENUMERATING AUTHORIZED AND PROHIBITED OPERATIONS; SPECIFYING ACTION IN COLLISIONS, ACCIDENTS, AND CASUALTIES; DECLARING CIVIL LIABILITY; PRESCRIBING PENALTIES FOR VIOLATIONS; REPEALING ALL CONFLICTING LAWS AND PARTS OF LAW; MAKING PROVISIONS OF ACT SEVERABLE,

beg leave to report that we have had same under consideration and herewith return same with the following recommendation:

Amendment No. 1. Strike all of Section 4 and insert in lieu thereof the following:

"SECTION 4. (a) The owner of each vessel requiring numbering by this State shall file an application for number with the Planning and Resources Board on forms approved by it. The application shall be signed by the owner

of the vessel and shall be accompanied by a fee based on the following schedule, such fees shall be in addition to any municipal tax or license, and in addition to the county ad valorem tax; and the owner of any motor of more than ten (10) horse power which is to be used in or on a vessel in this state required to be numbered shall secure a Certificate of Title for the same, upon forms approved by the Planning and Resources Board, and based upon the following schedule of fees; provided, however, that one Certificate and Registration Number shall be issued for all in-board boats, which shall show the serial number of the engine, and such other necessary information ordinarily contained upon a Certificate of Title:

1. Boat License Title and Number:

Class A. 16 feet or less without Motor	\$ 1.50
Class B. Over 16 feet and less than 26 feet, without motor	2.50
Class C. Inboards 26 feet or less in length	7.00
Class D. Inboards over 26 feet	10.00
2. Motor Licenses and Certificate of Title:

Class A. Outboard motors with advertised horse power of more than 10 H P and less than 15 H P	1.50
Class B. Outboard Motors with advertised horse power of more than 15 H P	2.50
3. Duplicate licenses ----- 1.00
4. Dealers licenses, per year or any part ----- 10.00

Upon receipt of the application in approved form, the Planning and Resources Board shall enter the same upon the records of its office and issue to the applicant a certificate of number

stating the number awarded to the vessel and the name and address of the owner, and in the case of an application for a Certificate of Title for a motor shall issue to the applicant a distinctive certificate containing the serial number of the motor and such other pertinent information as will distinctively identify it. The owner shall place on or attach to each side of the bow of the vessel the identification number in such manner as may be prescribed by rules and regulations of the Planning and Resources Board, in order that it may be clearly visible. The number shall be maintained in legible condition. The certificate of number shall be pocket size and shall be available at all times for inspection on the vessel for which issued, whether such vessel is in operation.

(b) All fees collected by the Planning and Resources Board under the provisions of this Act shall be paid into a revolving fund in the State Treasury, hereby created, to be designated as the "Waterways Fund," which fund shall be expended by the Planning and Resources Board in administering and enforcing this Act, and for the expenses of a water safety educational program.

(c) The owner of any vessel already covered by a number in full force and effect which has been awarded to it pursuant to then operative federal law or a federally approved numbering system of another state shall record the number prior to operating the vessel on the waters of this State in excess of the ninety (90) day reciprocity period provided for in Section 6 (1) of this Act. Such recordation shall be in the manner and pursuant to the procedure required for the award of a number under subsection (a) of this Section, except that no additional or substitute number shall be issued.

(d) Should the ownership of a vessel or motor change, a new application form with fee shall be filed with the Planning

and Resources Board and a new certificate of number or title shall be awarded in the same manner as provided for in an original award of number.

(e) In the event that an agency of the United States Government shall have in force an over-all system of identification numbering for vessels within the United States, the numbering system employed pursuant to this Act by the Planning and Resources Board shall be in conformity therewith.

(f) All records of the Planning and Resources Board made or kept pursuant to this Section shall be public records.

(g) The Planning and Resources Board shall issue any certificate of number or certificate of title directly.

(h) Certificates of number issued pursuant to this Act shall continue in full force and effect for a period of one (1) year unless sooner terminated or discontinued in accordance with the provisions of this Act. Certificates of number may be renewed by the owner in the same manner provided for in the initial securing of the same.

(i) Certificates of number for boats and Certificates of Title for outboard motors shall continue in full force and effect so long as the applicant therefor shall own the same continuously and upon transfer of ownership of said boat or outboard motor the outstanding Certificate of Title shall be surrendered with an application for a new title; provided that failure to pay the license fees provided in this Act from year to year shall invalidate said certificates. Upon proper proof of lost title being made to the Planning and Resources Board, accompanied by an application therefor and the required fee, a duplicate title shall be issued to said applicant by the Planning and Resources Board.

(j) Payment of the license fees provided by this Act shall cover the period of time from April first (1) of each calendar year to March thirty-first (31) of the next calendar year; provided,

however, that the first certificates of number or title issued hereunder shall not be required to be purchased by the owner of any boat or outboard motor for a period of ninety (90) days after the passage and approval of this Act and same shall be in full force and effect from date of purchase until April 1, 1961. The dealers license required hereunder shall be necessary and required to be purchased within ten (10) days after the passage and approval of this Act and shall be effective until April 1, 1961. The Planning and Resources Board shall issue satisfactory evidence of the payment of said license fees to the applicant which shall be kept with the Certificate of Number and the Certificate of Title in order that the validity thereof may be determined by the enforcement authorities.

(k) The owner shall furnish the Planning and Resources Board notice of the transfer of all or any part of his interest other than the creation of a security interest in a vessel numbered in this State pursuant to Subsections (a) and (c) of this Section, or of the destruction or abandonment of such vessel, within fifteen (15) days thereof. Such transfer, destruction, or abandonment shall terminate the Certificate of Number for such vessel, except that in the case of a transfer of a part interest which does not affect the owner's right to operate such vessel, such transfer shall not terminate the Certificate of Number.

(l) The license fees herein provided shall supersede all other license fees charged by the State of Oklahoma or any department or agency thereof and same shall charge no other fee."

Amendment No. 2. Insert a new Section after Section 15 to be known as Section 16 as follows, to-wit:

"SECTION 16. In an action in any court of this state, arising out of injury to person or property caused by any watercraft while operating in the

waters of this state, including the Oklahoma portion of boundary rivers, or moored in such waters or against shore land in this state, when the owner or operator is a nonresident of this state or a corporation not incorporated under the laws of this state, service of the original notice may be made upon such nonresident owner or operator or upon such foreign corporation in the manner provided in Title 47, Sections 393, 394 and 398, Annotated Statutes of Oklahoma 1951. The venue of such an action shall be the county in which the damage occurred and the presence of such watercraft and the doing of said damage within the territory comprising the State of Oklahoma, together with the subsequent removal of said watercraft from the jurisdiction of the State of Oklahoma, shall constitute a waiver by the owner or operator thereof of any objection to the venue of such an action commenced in a proper court of this state."

AND RENUMBER ALL SUCCEEDING SECTIONS.

Amendment No. 3. By adding a new Section to be known as Section 23 as follows, to-wit:

"SECTION 23. (a) The provisions of this Act, and of other applicable laws of this State shall govern the operation, equipment, numbering and all other matters relating thereto whenever any vessel shall be operated on or in the waters of this State, or when any activity regulated by this Act shall take place thereon; but nothing in this Act shall be construed to prevent the adoption of any ordinance or local law relating to the use of municipally-owned water reservoirs or lakes of state-licensed vessels or motorboats.

(b) Any subdivision of this State may, at any time, make formal application to the Planning and Resources Board for special rules and regulations with reference to the operation of ves-

sels on or in any waters within its territorial limits and shall set forth therein the reasons which make such special rules or regulations necessary or appropriate."

AND RENUMBER ALL SUCCEEDING SECTIONS.

Amendment No. 4. Amend the Title of the bill to conform to the body of the bill.

Respectfully submitted,

Senate Conferees: House Conferees:

Tipps	Haworth,
Grantham	Chairman
Boecher	Huser
Herndon	Sparkman
	Willis
	(Cherokee)
	Ham

Senator Shoemake moved the adoption of the **CCR** on **HB 753**.

Senator McClendon, as a substitute, moved the Senate refuse to adopt the **CCR** on **HB 753** and request a conference, which motion was tabled upon motion of Senator King.

The vote occurring on the Shoemake motion, it was declared adopted.

Senator Fine asked unanimous consent, to which objection was voiced, to reconsider the vote by which the **CCR** on **HB 753** was adopted.

Senator Fine moved that the vote be reconsidered by which the **CCR** on **HB 753** was adopted.

Senator Tipps moved to table the Fine motion, which motion was ruled out of order on a point of order raised by Senator McClendon, who stated the motion followed discussion.

Upon motion of Senator Tipps, the Fine motion was tabled.

HB 753, 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:

Aye: Bailey, Berrong, Boecher, Breed-en, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—27.

Nay: Baldwin, Cartwright (Bryan), Collins, Fine, Hamilton, Harris, Land, McClendon, Mahan, Miskovsky, Sandlin, Trent.—12.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Allen, Cartwright (Seminole).—2.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Boecher, Breed-en, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—30.

Nay: Baldwin, Cartwright (Bryan), Collins, Fine, Hamilton, Harris, McClendon, Mahan, Miskovsky.—9.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Allen, Cartwright (Seminole).—2.

The emergency was declared passed.

HB 753, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Referring to **HB 876**:

Senator Walker moved that the Honorable House be requested to return **HB 876** for further consideration, which motion was declared adopted.

Senator Fine served notice on the Senate that at the end of one hour from this time he would move to strike all bills from the Calendar.

PENDING CONSIDERATION OF EMERGENCY on HJR 528:

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Field, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, King, Land, McColgin, Mahan, Miskovsky, Morford, Payne, Sandlin, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Tipps.—1.

Excused: Carrier, Cobb, Easterly, Fine, Kerr, McClendon, McSpadden, Pazoureck, Pitcher, Ritzhaupt, Shoemake, Stipe.—12.

The emergency was declared passed.

HJR 528 was properly signed and ordered returned to Honorable House.

President Pro Tempore Garvin presiding.

PENDING CONSIDERATION OF CCR:

Senator Pazoureck moved the adoption of the **CCR** on **HB 531**.

Senator Collins asked that **HB 531**, as amended in Conference, be read which was the order.

Senator Wilson (Greer), as a substitute, moved that the Senate reject the **CCR** on **HB 531**, request a further conference and instruct the Senate Conferees to adopt a bill in the form of amendment to the present salary administration act, similar to the bill previously agreed to by a majority of the Senate Conferees, removing any discretion from the Governor's office as to whether a Department should come within the merit system.

Senator Wilson (Beckham) moved to table the Wilson (Greer) motion, which motion was declared adopted upon a roll call as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cowden, Easterly, Garvin, Grantham, Hall, Herndon, Hope, Kerr,

King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—27.

Nay: Baldwin, Cartwright (Bryan), Dacus, Field, Fine, Hamilton, Harris, McClendon, Mahan, Miskovsky, Ritzhaupt, Wilson (Greer).—12.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Cartwright (Seminole), Collins.—2.

Senator Harris asked unanimous consent, which was granted, to submit the provisions of the Harris compromise, referred to in the Wilson (Greer) motion **RE HB 531**, following which Senators Ritzhaupt, Dacus, Cartwright (Bryan), Hamilton, Field, Fine, Baldwin, Collins, Miskovsky asked to be co-authors of the Harris statement, which was granted, which was in words and figures as follows:

1. Follow and expand the present law in regard to the Salary Administration Board.

2. Change the composition of the Salary Administration Board from an ex-officio Board to a citizen's Board—(5) appointed by the Governor and confirmed by the Senate.

3. Strengthen the classification of jobs function of the Board and make it expand to all departments and grades.

4. Provide removal only for cause with right of appeal to the Board for all employees as follows:

(a) Employees who have had three (3) years consecutive employment in a department prior to the passage of this act.

(b) All other employees who meet the requirements of the Board for permanent status (which might include an examination).

5. The establishment of an examination division within the Board to examine new applicants for employment.

6. A prohibition against political activity, campaigning or contribution.

The vote occurring on the Pazoureck motion, it was declared adopted.

HB 531, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemaker, Tipps, Trent, Walker, Wilson (Beckham).—31.

Nay: Collins, Field, Fine, Hamilton, McClendon, Mahan, Miskovsky, Ritzhaupt, Wilson (Greer).—9.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Stipe.—1.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Garvin, Grantham, Hall, Harris, Herndon, Hope, Kerr, King, Land, McColgin, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemaker, Tipps, Trent, Walker, Wilson (Beckham).—31.

Nay: Collins, Field, Fine, Hamilton, McClendon, Mahan, Miskovsky, Ritzhaupt, Wilson (Greer).—9.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Stipe.—1.

The emergency was declared passed.

HB 531, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 932**, as amended.

MESSAGES FROM HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 22** and **SJR 16**.

The above numbered Bill and/or Resolution, as amended in Conference, was referred for enrollment.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 10** and **246**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor for consideration.

MESSAGE FROM HOUSE

Returning Engrossed **HB 728** for correction, as requested by the Senate.

Upon motion of Senator Cowden, the vote was reconsidered by which the emergency section to **HB 728** failed of passage, the roll call being as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Collins, Cowden, Dacus, Garvin, Hall, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Payne, Ritzhaupt, Sandlin, Shoemaker, Tipps, Trent, Walker.—25.

Nay: Cartwright (Seminole), Easterly, Field, Fine, Grantham, Hamilton, Herndon, Morford, Wilson (Beckham).—9.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Allen, Breeden, Cartwright (Bryan), Pazoureck, Pitcher, Stipe, Wilson (Greer).—7.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Garvin, Grantham, Hall, Herndon, Hope, Kerr, King, Land, McColgin,

Mahan, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Tipps, Trent, Walker, Wilson (Greer).—30.

Nay: Easterly, Field, Fine, Hamilton, McClendon, Wilson (Beckham).—6.

Not Voting: Allen, Harris, Pazoureck, Pitcher, Stipe.—5.

Excused: Carrier, Cobb, McSpadden.—3.

The emergency was declared passed.

HB 728 was ordered returned to Honorable House.

COMMITTEE FROM HOUSE

A Committee from the Honorable House, composed of Representatives McCarty, Sparkman and Greenhaw, was received, and through Mr. McCarty, the Senate was advised that the House had considered all Conference Committee Reports and awaited the pleasure of the Senate in order to adjourn the 27th Legislature.

President Pro Tempore Garvin, through the House Committee, offered the Senate's congratulations to the Honorable House, assuring the Committee the Senate would advise the Honorable House when its work is more near completion.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 76, SBs 97, 259, 279, 303, 321, 323, 344 and **357** each correctly enrolled.

Enrolled **SR 76** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 97, 259, 279, 303, 321, 323, 344** and **357**, after fourth readings, 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 683, 748, 776, 795** and **917**.

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 102**, and naming House Conferees as follows: Daniel, Chairman, Williams (Murray) and Hurst.

MESSAGES FROM HOUSE

Returning following Bill, together with 2nd Conference Committee Report thereon, advising adoption of 2nd Conference Committee Report and passage of Measure as amended: Engrossed **SB 273**.

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Wilson (Beckham), the **CCR** on **HB 503** was adopted.

HB 503, 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:

Aye: Bailey, Berrong, Boecher, Cowden, Dacus, Easterly, Garvin, Grant-ham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham).—29.

Nay: Baldwin, Breeden, Cartwright (Bryan), Field, Fine, McColgin, Ritzhaupt.—7.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Allen, Cartwright (Seminole), Collins, Harris, Wilson (Greer).—5.

The Bill, as amended in Conference, was declared passed.

HB 503, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Miskovsky moved that a bonus of \$750 be authorized paid to the Secretary of the Senate, Leo Winters, which motion was declared adopted.

Senator Fine moved that each member of the Senate be permitted to expend not to exceed Six Hundred (\$600.00) Dollars per year for telephone calls, the President Pro Tempore being authorized to approve claims in such amounts, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

Senator Grantham moved the adoption of **CCR** on **HB 502**.

Senator Mahan moved to table the Grantham motion, which motion failed of adoption.

The vote occurring on the Grantham motion, it was declared adopted.

HB 502, 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:

Aye: Allen, Bailey, Field, Garvin, Grantham, Hope, Kerr, King, Land, Morford, Payne, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—16.

Nay: Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Hall, Hamilton, Harris, Herndon, McClendon, McColgin, Mahan, Miskovsky, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe.—17.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Baldwin, Berrong, Boecher, Breeden, Cowden, Easterly, Fine, Pazoureck.—8.

The Bill, as amended in Conference, was declared failed of passage.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SBs 97, 259, 279, 303, 321, 323, 344** and **357**.

The above numbered Enrolled Bills were referred to the Governor for consideration.

MESSAGES FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 75** and **121**, each as amended.

HAs to **SB 75** read as follows:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 75, by adding the following coauthor:

"COMMITTEE ON MENTAL HEALTH AND RETARDATION of the House"

AMENDMENT NO. 2. Strike the TITLE, the ENACTING CLAUSE and SECTIONS 1 through 21, and substitute in lieu therefor the following:

"AN ACT RELATING TO CARE AND TREATMENT OF ALCOHOLICS; EMERGENCY; AMENDED FOR CONFERENCE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. This Act shall be known and may be cited as the "Alcoholic Act."

SECTION 2. The purpose of this Act is to recognize the disease of alcoholism as a problem affecting the public health and welfare in which the State of Oklahoma has a primary interest and responsibility, and to provide a basis for utilizing a portion of the proceeds of taxes on the legal sale of alcoholic beverages for treatment of individuals suffering from alcoholism, and for research into the cause, prevention and cure of alcoholism. The responsibility for administering this Act shall be vested in the Department.

SECTION 3. When used in this Act and unless a different meaning is clearly

apparent from the language or context:

(a) "Alcoholic" means a person who has lost the power of self-control with respect to the use of alcoholic beverage, and who uses alcoholic beverage to an excess that endangers his welfare, health or safety and/or the welfare, health or safety of his family or the public.

(b) "Alcoholism" means a condition characterized by uncontrolled or compulsive use of alcoholic beverage.

(c) "Department" means the Department of Mental Health.

(d) "Board" means the Mental Health Board as established by the Mental Health Law.

(e) "Director" means the Director of Mental Health.

(f) "Alcoholic Unit" means a separate building, ward or area set aside for the care and treatment of alcoholics at an institution within the Department of Mental Health.

(g) "Institution" means a hospital within the Department of Mental Health.

(h) "Clinic" means any facility established for the screening, observation, or treatment of alcoholics on an out-patient status.

(i) "Superintendent" means the Superintendent of an institution at which an alcoholic unit has been established.

(j) "Clinic Director" means the physician appointed and serving as the person in charge of an out-patient clinic.

(k) "Research" means any study, experiment, or survey that may lead to increased knowledge of the problem of alcoholism or alcoholics, including but not limited to studies or experiments of the scope, incidence, treatment, prevention, or cure of alcoholism.

SECTION 4. The Director shall have the duty to establish an Alcoholic Unit of not more than forty (40) beds at the Central State Griffin Memorial Hospital at Norman, Oklahoma, and an Alcoholic

Unit of not more than six (6) beds at the Taft State Hospital at Taft, Oklahoma. These Units will serve all counties of the State, Superintendents of institutions at which Alcoholic Units are established shall have the same powers and duties in the operation and administration of these Units as are set forth in the Mental Health Law, and physicians, nurses, social workers, and other personnel necessary for the operation of these Units shall be appointed in the same manner provided by the Mental Health Law.

SECTION 5. Any person who is an alcoholic to a degree warranting institutional care and treatment, and who is not in confinement on a criminal charge, and who has no criminal charges pending against him, may be admitted to an institution for care and treatment if a vacancy exists in the alcoholic unit of the institution designated by the Director to serve the county of such person's residence, by either of the following procedures: (a.) Voluntary admission, or (b.) Court certification.

SECTION 6. Any person admitted to an institution as an alcoholic under the provisions of this Act shall not be considered legally incompetent because of such admission.

SECTION 7. No person shall be admitted to an institution under this Act as a voluntary patient more than one (1) time. No person shall be admitted to an institution under this Act by court certification more than two (2) times. No person shall be admitted to an institution under this Act more than three (3) times.

SECTION 8. The Director shall make rules and regulations for admission and retention of voluntary patients in institutions. The Superintendent may, at his discretion, admit and retain in an institution for care and treatment as an alcoholic any person who is twenty-one (21) years of age or over who volun-

tarily makes written application therefor. A person thus received at any institution shall not be detained for a period exceeding fifteen (15) days from and inclusive of the date of notice in writing of his intention or desire to leave such institution. The form for voluntary admission shall be prescribed by the Director.

SECTION 9. A proceeding for court certification and resulting involuntary admission of an alcoholic to an institution shall be in the form provided for alleged mentally ill persons by the Mental Health Law, as amended. The forms to be used in such a proceeding shall be prescribed by the Director. An "Alcoholic Commission" shall be appointed by the court in the same manner and shall function in substantially the same manner as the Sanity Commission prescribed by the Mental Health Law, as amended. No court shall order an alcoholic admitted to an institution without first communicating with the Superintendent to determine whether a vacancy exists in the alcoholic ward of such institution and to determine whether such alcoholic will be received by said institution if he is ordered admitted by the court.

SECTION 10. The Superintendent may transfer a patient to other sections of the hospital when he deems such transfer necessary for proper treatment of any mental or physical disorder.

SECTION 11. The Superintendent shall have sole authority to release, discharge or retain any person admitted to an institution under this Act. A convalescent leave may be granted by the Superintendent for a period of time not to exceed six (6) months. Provided, that a patient granted a convalescent leave and who is not returned to the institution within six (6) months shall be deemed discharged from the institution, and may not be re-admitted under the original admission order of the court or under the original voluntary admission

application. The Superintendent shall notify the committing court at the time of the release, discharge or granting of convalescent leave to the patient.

SECTION 12. The Superintendent may grant a visiting status for a matter of a few hours or days to any patient considered by the Superintendent suitable for such status. The expense of returning such a patient to the institution shall be that of the party removing the patient from the institution. A patient who fails to return from a visiting status shall be deemed to have escaped.

SECTION 13. Escape and leave without permission shall have the same meaning under this Act. When a person committed to an institution under this Act escapes from the institution, the Superintendent may either discharge, grant convalescent leave, or request the return of such escaped person, depending on the condition of the patient at time of escape. The Superintendent shall notify the committing court which of these three actions he has taken, and, in the event the return of the escaped person is requested, the Superintendent shall also notify the law enforcement officials of the county wherein the institution is situated and the law enforcement officials of the county of residence of the escaped person. Thereupon, it shall become the duty of all law enforcement officials to apprehend the escaped person and notify the Superintendent that he is in custody. It shall be the duty of the sheriff of the county where such person is in custody to transport the escapee to the institution. The expenses of the sheriff shall be deemed to be incurred on official business and he shall be entitled to reimbursement for such expense (travel, subsistence and meals) from funds appropriated to the sheriff from the general fund of the county.

SECTION 14. The Superintendent shall have authority to authorize the

performance of any major surgical operation and to cause the same to be performed in cases of grave emergency where the medical staff feels that surgical or other intervention is necessary to prevent serious consequences or death.

SECTION 15. The sheriff shall not convey a female patient to an institution without securing a suitable woman to accompany them, as provided in the mental health law relating to the conveyance of mentally ill female patients.

SECTION 16. Patients admitted to institutions under this Act shall be liable for their care and treatment in the same manner and in the same amount as is provided for mentally ill patients under the Mental Health Law.

SECTION 17. All provisions of the Mental Health Law as amended pertaining to the care and treatment of patients in state mental hospitals shall apply to persons admitted under this Act, unless a specific provision to the contrary is contained in this Act.

SECTION 18. The Director may establish out-patient clinics for the screening, diagnosis, observation, or treatment of alcoholics in those areas of the State which, by reason of population concentration or high incidence of alcoholism, would be most advantageous to the State. Provided, that the first two clinics to be established shall be located at Oklahoma City and Tulsa. The Director shall appoint a Clinic Director, who shall be a well qualified physician with psychiatric training, and should be experienced in the treatment of alcoholics. The Clinic Director shall appoint, with the approval of the Director, such other personnel as are necessary for the proper operation of the clinic.

SECTION 19. The Clinic Director shall have sole discretion, subject to rules and regulations of the Department, in receiving patients for treat-

ment in the clinic, in determining the method of treatment, and in discharging a patient from the care of the clinic.

SECTION 20. The Board, on recommendation of the Director, shall establish a schedule of fees to be charged persons served by out-patient clinics, based on the type of service rendered and the ability of the person and/or those legally liable for the support of such person to pay. Funds received under this Section shall be deposited in the Revolving Fund for the Department of Mental Health established by the Mental Health Law, as amended. All deposits shall be used to maintain and operate out-patient clinics, in the same manner and for the same purposes as appropriated funds. Provided, no person shall be denied treatment in an out-patient clinic solely because of inability of such person or those legally liable for his/her support to pay the fees authorized by this Section.

SECTION 21. The Department is authorized, and has the duty and responsibility to maintain a continuous alcoholic research program, as defined by this Act. All research projects will be approved by the Director prior to the expenditure of funds therefor. Research may be carried on at any institution or clinic within the Department, or the Director, with the approval of the Board, may contract with the University Medical School, the Medical Research Foundation, or any other agency or organization, public or private, having personnel and facilities suitable for research, for carrying out specific research projects. No person employed on a full-time basis by the Department will be paid an additional compensation for time spent on research projects.

SECTION 22. There is hereby appropriated to the Department of Mental Health from any monies in the General Revenue Fund, for the purpose of carrying out the provisions of this Act,

the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) for the fiscal year ending June 30, 1960, and the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) for the fiscal year ending June 30, 1961, for the purpose of carrying out the provisions of this Act.

SECTION 23. The Mental Health Board shall allocate to the Department of Mental Health, from the appropriation made by this Act an amount sufficient to operate the Oklahoma City and Tulsa out-patient clinics authorized by this Act. Such allocation shall indicate the amount allocated to each clinic, and the cost of operating each clinic shall be accounted for separately. The Director shall appoint the personnel necessary for the operation of these clinics, in accordance with the provisions of this Act, and shall fix their duties and compensation. The Director may incur other expenses necessary to operation of the clinics, including the leasing of quarters.

SECTION 24. The Mental Health Board shall allocate to institutions at which an alcoholic unit has been established by this Act sufficient funds for proper operation of the unit.

SECTION 25. The Mental Health Board shall allocate to the Department of Mental Health, from the appropriations made by this Act, not less than Fifty Thousand Dollars (\$50,000.00) annually for the purpose of conducting research on alcoholism, as provided by this Act. The Department shall keep an accounting of each research project carried on within the Department, and each agency contracting with the Director for research projects shall furnish the Department an accounting of funds expended in such form and at such intervals as the Department may require.

SECTION 26. The appropriation made by this Act is nonfiscal and shall be available for expenditure and encumbrance purposes for a period of thir-

ty (30) months after the effective date of this Act.

SECTION 27. The provisions of this Act are severable, and if any part or provision hereof shall be void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 28. 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 Hall moved that the Senate concur in **HAs** to **SB 75**.

Senator Wilson (Beckham), as a substitute, moved that **SB 75**, as amended by the Honorable House, be stricken from the Calendar, which motion was tabled upon motion of Senator Mahan.

The vote occurring on the Hall motion it was declared failed of adoption.

HAs to **SB 121** read as follows, and concurred in upon motion of Senator Wilson (Beckham):

AMENDMENT NO. 1. Amend En-grossed Senate Bill No. 121, Page 1, by adding the following coauthor:

"COMMITTEE ON BUSINESS AND INDUSTRY"

AMENDMENT NO. 2. Amend En-grossed Senate Bill No. 121, Page 1, the **TITLE** thereof, by striking all of said **TITLE**, the **ENACTING CLAUSE** and **SECTIONS 1** and **2**, and in lieu there-for insert the following:

AN ACT RELATING TO WEIGHTS AND MEASURES; AMENDING SECTION 3, SUBARTICLE C, ARTICLE 5, CHAPTER A, TITLE 2, PAGE 36, OKLAHOMA SESSION LAWS 1955 (2 O. S. SUPP. 1957, § 5-43); REQUIRING CERTAIN MARKINGS ON COMMODITIES OFFERED OR EXPOSED FOR SALE, SOLD, OR KEPT FOR SALE; DESIGNATING THE FORM AND MANNER OF SAID MARKINGS; PRO-

VIDING FOR STANDARDS OF FILL; PROHIBITING CERTAIN PRACTICES; AUTHORIZING THE STATE BOARD OF AGRICULTURE TO PROMULGATE RULES AND REGULATIONS; PROHIBITING INTERFERENCE WITH ANY AUTHORIZED AGENT OF THE STATE BOARD OF AGRICULTURE; PROVIDING FOR CERTAIN GRADES; MAKING CERTAIN EXCEPTIONS; PROVIDING A PENALTY; AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. Section 3, Subarticle C, Article 5, Chapter A, Title 2, Page 36, Oklahoma Session Laws 1955 (2 O. S. Supp. 1957, § 5-43), is hereby amended to read as follows:

Section 3. It shall be unlawful to keep for the purpose of sale, or to offer or expose for sale, or sell, any commodity in package form unless the net quantity of the contents be plainly and conspicuously marked on the outside of the package, in terms of weight, measure or numerical count. * * * *It shall be unlawful to keep for the purpose of sale, or to offer or expose for sale, or sell, any commodity in package form that was packaged or processed at the retail level, if such commodity is customarily sold by price per pound, unless the price per pound and the total price of the package be plainly and conspicuously marked on the outside of the package in such manner that it may be easily understood by a prospective customer. It shall be unlawful to keep for the purpose of sale, or to offer or expose for sale, or sell any commodity by numerical count (such as poultry or minute steaks) that is customarily sold on the basis of weight unless the minimum net weight of the commodity is also stated.*

When any meat is weighed at the time of sale, at the retail level, it shall be unlawful to offer or expose for sale

or sell such meat unless the price per pound and the total price of the meat be plainly and conspicuously marked on the outside of the container in such manner that it may be easily understood by a prospective customer. It is permissive, however, that these markings may be brief such as 50c lb. 1.00, or a line may be marked through the price per pound so long as such price per pound and the total price are both legible. It is further provided that if any container of meat sold at retail was further processed for the purchaser by trimming, removal of the bone, tenderizing, etc., after it had already been weighed, the total price of the contents of the container shall be construed to have been calculated, at the indicated price per pound, to include whatever waste might have occurred because of such processing and there shall be no requirement that the waste be included in the container, unless the customer so requests.

It shall be unlawful to keep for the purpose of sale, offer or expose for sale, or sell, any commodity in package form if its container is so made, formed, or filled, or if it is so wrapped, as to mislead the purchaser as to the quantity of its contents; or to charge the purchaser in excess of the correctly calculated total price as based on the price per pound which was represented to such purchaser at time of sale, or if the contents of its container fall below the standards of fill prescribed by regulations promulgated as provided in this Section. For the effectuation of the purposes of this Section, the State Board of Agriculture is hereby authorized to promulgate regulations fixing and establishing for any commodity in package form a reasonable standard of fill of container. There shall be no violation of this subarticle, for any discrepancy between actual weight or volume at the time of sale to the consumer, and the weight marked on the container or between the fill of container

and the capacity of the container, if such discrepancy is due to unavoidable leakage, shrinkage, evaporation, waste, or causes beyond the control of the seller acting in good faith. The words "in package form" as used in this subarticle, shall be construed to include a commodity in a package, carton, case, can, box, barrel, bottle, phial, or other receptacle, or in coverings or wrappings of any kind, put up by the manufacturer, or when put up prior to the order of the commodity, by the vendor, which may be labeled, branded, or stenciled, or otherwise marked, or which may be suitable for labeling, branding, or stenciling, or marking otherwise, making one complete package of the commodity. The words "in package form" shall be construed to include both the wholesale and the retail package. Provided, that a box or carton or other package used for shipping purposes, containing a number of packages which are individually marked, as hereinbefore provided, shall not be required to bear the weight or measure or numerical count of the contents thereof. Provided, further, that for uses and purposes of this subarticle, the word "commodity" is hereby defined to mean and include only agricultural products.

It shall be unlawful to keep for the purpose of sale or to offer or expose for sale, or sell any prepackaged meats unless the date such meats were prepackaged is shown clearly on the outside of the package. Such requirement for dating shall apply to both the wholesale and the retail package. When the second or any subsequent Stop Sale Orders are issued against any firm within a consecutive six month period, in connection with a shortage of weight or an over-charge on any food item, a copy of a Stop Sale Order shall be posted on the front door of the firm involved. Such Stop Sale Order shall remain on said front door for a period of at least twenty-four hours and it shall be unlawful and a misdemeanor to re-

move or in any manner obliterate such Stop Sale Order until after expiration of said twenty-four hour period.

SECTION 2. § 2, Article 2, Chapter A, Title 2, Oklahoma Session Laws 1955, Page 96 is hereby amended to read as follows:

It shall be unlawful and a misdemeanor for any vendor of food to offer for sale, expose for sale, sell or advertise any food item, which is customarily sold on a basis of grade, unless the official Oklahoma or Federal grade is correctly stated in unabbreviated terms and if such food item is ungraded it shall be so stated, but the provisions of this Section shall not apply to those whose food sales consist only of food produced on their own land.

It shall be unlawful and a misdemeanor to offer for sale, expose for sale or sell any food item on grade unless the full correct and unabbreviated official grade is also stated.

SECTION 3. It shall be unlawful and a misdemeanor for any person, firm, or corporation to, in any manner, interfere with any authorized agent of the Board in carrying out any of the provisions of this Code. The term "interfere with any authorized agent of the Board" shall mean either oral restraint or abuse, acts, threats or physical obstruction.

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 121, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus,

Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgen, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Baldwin, Collins, Pitcher.—3.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgen, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Baldwin, Collins, Pitcher.—3.

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 250**, as amended.

HAs to **SB 250** read as follows, and concurred in upon motion of Senator Field:

AMENDMENT NO. 1. Amend Engrossed Senate Bill No. 250, Strike SECTION NO. 2 (Emergency and Make TITLE conform).

AMENDMENT NO. 2. Page 1, SECTION 1, Line 18, by striking after the words "candidate in" the words "a primary election" and insert in lieu thereof

the language "the first election wherein the candidate's name could appear on the ballot".

AMENDMENT NO. 3. Page 1, SECTION 1, Line 24, strike the words "a primary election" and insert in lieu thereof the language "the first election wherein the candidate's name could appear on the ballot".

SB 250, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Allen, Bailey, Berrong, Breeden, Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Kerr, King, Land, McColgen, Morford, Payne, Pazoureck, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham).—30.

Nay: Boecher, Cartwright (Bryan), McClendon, Mahan, Miskovsky, Ritzhaupt, Walker, Wilson (Greer).—8.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Baldwin, Hope, Pitcher.—3.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 870, by Nichols and Green, was read and considered.

Senators Cartwright (Seminole), Cartwright (Bryan), Hamilton, Fine, Field, Sandlin, King, Stipe, Mahan, Trent, McClendon, Easterly, Herndon, Cowden, Boecher, Miskovsky, Ritzhaupt, Dacus, Berrong, Harris, Kerr, Pazoureck asked to be made co-authors of **HB 870**, which was the order.

Upon motion of Senator King, **HB 870** was advanced to engrossment.

Senator King asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 870** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 870 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Collins.—1.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—40.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Collins.—1.

The emergency was declared passed.

HB 870 was properly signed and ordered returned to Honorable House.

MOTIONS TO RECONSIDER VOTES

Upon motion of Senator Wilson (Beckham), the Collins motion, to reconsider the vote by which **SB 211**, as amended, was passed, was tabled.

Upon motion of Senator Wilson (Beckham), the Miskovsky motion, to reconsider the vote by which **HB 777** was passed, was tabled.

Engrossed **HB 777** was 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:

HB 914—Public Safety.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 211 correctly enrolled.

Enrolled **SB 211**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 806, by Bullard et al of the House and Ritzhaupt, Bailey and Hall of the Senate, was read and considered.

Upon motion of Senator Hall, **HB 806** was advanced to engrossment.

Senator Hall asked unanimous consent, which was granted, that **HB 806** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 806 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent,

Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Boecher, Breeden.—2.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Collins, Easterly, Harris, Pitcher.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Field, Fine, Garvin, Grantham, Hall, Hamilton, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Nay: Boecher, Breeden.—2.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Collins, Easterly, Harris, Pitcher.—4.

The emergency was declared passed.

HB 806 was properly signed and ordered returned to Honorable House.

MESSAGE FROM HOUSE

Returning Engrossed **HB 876**, as requested by the Senate.

Upon motion of Senator Walker, the vote was reconsidered by which the emergency section to **HB 876** was stricken.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—35.

Not Voting: Cartwright (Seminole), Collins, Fine, Hall, Pitcher, Shoemake.—6.

Excused: Carrier, Cobb, McSpadden.—3.

The emergency was declared passed.

HB 876 was ordered returned to Honorable House.

MESSAGES FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with 2nd Conference Committee Report thereon, advising adoption of 2nd Conference Committee Report and passage of Measure as amended: Engrossed **HB 558**.

2ND CONFERENCE COMMITTEE REPORT

The following 2nd Conference Committee Report on **HB 558** was read and adopted upon motion of Senator Hope:

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. 558, and Engrossed Senate Amendments thereto for the second time entitled:

AN ACT MAKING APPROPRIATIONS TO THE OFFICE OF THE SUPREME COURT; PROVIDING THAT THE SUPREME COURT JUSTICES SHALL FIX THE DUTIES AND COMPENSATIONS OF EMPLOYEES WITHIN CERTAIN LIMITATIONS; PROVIDING FOR PAYMENT OF SUPERNUMERARY JUDGES; PROVIDING THAT THE APPROPRIATIONS SHALL BE FISCAL; REPEALING ALL ACTS OR PARTS OF ACTS IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Senate Amendment No. 1.

2. That the Senate recede from Senate Amendment No. 2.

3. That the Senate recede from Senate Amendment No. 3.

4. That the following General Conference Committee on Appropriations amendment be adopted: Page 1, Section 1, Line 20, strike "\$301,015.00" in two places and insert in lieu therefor "\$301,015.00" and "\$313,015.00"; and at Line 22 so much as reads "\$316,723.00" in two places is amended to read "\$316,723.00" and "\$328,723.00".

5. That the following General Conference Committee on Appropriations amendment be adopted Page 1, Section 2, Line 30, strike "9,000" in two places and insert in lieu therefor "9,000" and "10,000"; and at Section 2, Line 32, strike "7,940" and "9,000" and insert in lieu therefor "7,940" and "10,000."

6. That the following General Conference Committee on Appropriations amendment be adopted: Page 1, Section 2, immediately following Line 36, add the following new language: "It is the intent of the Legislature that the maximum salaries for the Legal Assistants and the Law Referees shall not exceed the sum of Nine Thousand Dollars (\$9,000.00) per annum for the fiscal year ending June 30, 1960, and shall not exceed the sum of Ten Thousand Dollars (\$10,000) per annum for the fiscal year ending June 30, 1961."

Respectfully submitted,

Senate Conferees: House Conferees:

Hope,	Ruby,
Chairman	Chairman
Bailey	Green
Baldwin	Bullard
Boecher	Fuller
Breeden	Garrison
Dacus	Hurst
Grantham	Levergood
Hamilton	Poynor
King	Reneau
Pazoureck	Williams
Pitcher	(Murray)
Shoemake	
Tipps	
Trent	

HB 558, 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:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Collins, Hall, Pitcher.—3.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—38.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Collins, Hall, Pitcher.—3.

The emergency was declared passed.

HB 558, together with Conference Committee Report thereon, was ordered returned to Honorable House.

GENERAL ORDER

HB 695, by Finch, was read and considered.

Senator Bailey moved that **HB 695** be advanced to engrossment.

Senator Baldwin, as a substitute, moved that further consideration of **HB 695** be indefinitely postponed, which motion was declared adopted.

HB 765, By McCarty et al of the House and Miskovsky of the Senate, was read and considered.

Senator Miskovsky moved that **HB 765** be advanced to engrossment.

Senator Mahan, as a substitute, moved that further consideration of **HB 765** be indefinitely postponed, which motion was declared adopted.

Senator Wilson (Beckham) moved that a Committee of 3 be appointed to notify the Governor that the Senate has almost completed its work and to inquire if he has further Messages to transmit to the Senate, which motion prevailed, President Pro Tempore Garvin appointing as such Committee Senators Baldwin, Dacus and Allen.

GENERAL ORDER

HB 729, by McCarty et al, was read and considered.

Upon motion of Senator Ritzhaupt, **HB 729** was advanced to engrossment.

Senator Ritzhaupt asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 729** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 729 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Baldwin, Carrier, Cobb, Dacus, McSpadden.—6.

Not Voting: Boecher, Collins, Hall, Pitcher.—4.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Bailey, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Cowden, Easterly, Field, Fine, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Allen, Baldwin, Carrier, Cobb, Dacus, McSpadden.—6.

Not Voting: Boecher, Collins, Hall, Pitcher.—4.

The emergency was declared passed.

HB 729 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 250 correctly enrolled.

Enrolled **SB 250**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 784, by Green et al of the House and Grantham of the Senate, was read and considered.

Senators Mahan, Breeden, Hamilton and McColgin asked to be made co-authors of **HB 784**, which was the order.

Upon motion of Senator Grantham, **HB 784** was advanced to engrossment.

Senator Grantham asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 784** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 784 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Baldwin, Carrier, Cobb, Dacus, McSpadden.—6.

Not Voting: Bailey, Field, Fine, Hall, Trent.—5.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Walker, Wilson (Beckham), Wilson (Greer).—33.

Excused: Allen, Baldwin, Carrier, Cobb, Dacus, McSpadden.—6.

Not Voting: Bailey, Field, Fine, Hall, Trent.—5.

The emergency was declared passed.

HB 784 was properly signed and ordered returned to Honorable House.

PENDING SENATE ACTION

HCR 547, by Shoemake et al, was taken up for consideration, following which Senators Tipps, Harris, Cartwright (Seminole), Pitcher, Field, Berrong and Pazoureck asked to be made co-authors of the resolution.

HCR 547, as co-authored, was read at length as follows and adopted upon motion of Senator Wilson (Beckham):

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 547—By Shoemake, Privett, McCune, Garrison and Wolf of the House and Herndon, Tipps, Harris, Cartwright (Seminole), Pitcher, Field, Berrong and Pazoureck, of the Senate.

A CONCURRENT RESOLUTION MAKING NOTE OF THE NEED FOR STUDY OF THE SPECIAL PROBLEMS OF URBAN AND RURAL AREAS, AND GOVERNMENTAL SUBDIVISIONS AND MUNICIPALITIES; AUTHORIZING AND DIRECTING THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL TO APPOINT A SPECIAL COMMITTEE FOR THE PURPOSE OF STUDYING SUCH PROBLEMS; REQUIRING REPORTS AND RECOMMENDA-

TIONS TO THE EXECUTIVE COMMITTEE OF THE STATE LEGISLATIVE COUNCIL ON OR BEFORE OCTOBER 1, 1960.

WHEREAS, the increasing urbanization of our population has engendered many special problems, both common and diverse, for the rural areas, small cities and towns, counties and metropolitan areas of this State inasmuch as the population gains realized by metropolitan areas have created grave problems for larger municipalities, and the loss of population in many areas has created equally grave social and economic problems for rural areas and the smaller cities and towns of this State; and

WHEREAS, the explosive increase in population in certain areas since World War II, coupled with strong shifts in population, has accelerated and aggravated these problems to the point that they have far outstripped the current means of coping with them provided by the Legislature; and

WHEREAS, there is therefore a vital and urgent need for a study of the social, financial, housing, transportation, governmental services, annexation, economic and other related problems, and the best means of ameliorating their effects.

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

SECTION 1. The Executive Committee of the Oklahoma State Legislative Council is hereby authorized and directed to create a special committee to be composed of five (5) members of the House of Representatives and four (4) members of the Senate for the purpose of delineating, analyzing and defining the problems caused by the

changes referred to in this Resolution, and said special committee is hereby directed to report its findings and legislative recommendations to the Executive Committee of the State Legislative Council on or before October 1, 1960.

Engrossed **HCR 547**, as co-authored, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 925, by Foster and Fuller, was read and considered.

Upon motion of Senator Miskovsky, **HB 925** was advanced to engrossment.

Senator Miskovsky asked unanimous consent, which was granted, that the rules be suspended and **HB 925** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 925 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Berrong, Boecher, Breden, Cartwright (Seminole), Collins, Cowden, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Allen, Baldwin, Carrier, Cobb, Dacus, McSpadden.—6.

Not Voting: Bailey, Cartwright (Bryan), Fine, Hall, Herndon, McColgin, Morford.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Boecher, Breden, Cartwright (Seminole), Collins, Cowden, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky,

Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Excused: Allen, Baldwin, Carrier, Cobb, Dacus, McSpadden.—6.

Not Voting: Bailey, Cartwright (Bryan), Fine, Hall, Herndon, McColgin, Morford.—7.

The emergency was declared passed.

HB 925, as amended, was ordered referred for engrossment.

Senator Allen on behalf of the Committee appointed to notify the Governor the Senate has almost completed its work and inquiring whether or not he has further Messages for the Senate, reported the duty performed, advising the Governor desired to appear personally before the Senate.

Senator Allen asked that the privileges of the floor be extended Governor J. Howard Edmondson, which was the order, and President Pro Tempore Garvin presented the Governor to the Senate, who said:

"I asked for this opportunity to come up here and personally thank the members of the Senate in the spirit of cooperation in this legislative session.

"This has been a long session and we can truthfully say that was because of the question which was decided April 7th. It was really difficult to get the session started until that had been settled. Considering that the session started then, this would go down as the shortest session in history. Although we have had differences of opinion in some instances, I am confident that these were due to honest and sincere opinions on both sides. I believe that history will record this as the most progressive and best session in the history of Oklahoma. That tribute belongs to the men who have battled it out here on the floor.

"I appreciate very much what you have done in my behalf and I hope that you will give me the opportunity to be

of service to you and to your constituents in the years to come."

GENERAL ORDER

HB 895, by Roberts et al, was read and considered.

Senators Grantham and Ritzhaupt asked to be made co-authors of **HB 895**, which was the order.

Upon motion of Senator Berrong, **HB 895** was advanced to engrossment.

Senator Berrong asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 895** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 895 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Wilson (Beckham), Wilson (Greer).—38.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Fine, Hall, Walker.—3.

The bill was declared passed.

HB 895 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 852, by Howard et al, was read and considered.

Senators Grantham, McClendon and Land asked to be made co-authors of **HB 852**, which was the order.

Upon motion of Senator McClendon, **HB 852** was advanced to engrossment.

Senator McClendon asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 852** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 852 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Cowden, Fine, Hall, Herndon, Mahan, Pazoureck, Pitcher.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Cartwright (Bryan), Cartwright (Seminole), Collins, Dacus, Easterly, Field, Garvin, Grantham, Hamilton, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Morford, Payne, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—34.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Cowden, Fine, Hall, Herndon, Mahan, Pazoureck, Pitcher.—7.

The emergency was declared passed.

HB 852 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 792, by Sparks of the House and

Collins of the Senate, was read and considered.

Upon motion of Senator Collins, **HB 792** was advanced to engrossment.

Senator Collins asked unanimous consent, which was granted, that the rules of the Senate be suspended and **HB 792** be considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 792 was read for the third time at length.

On the question of passage of bill, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McColgin, Miskovsky, Payne, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—29.

Nay: Boecher, Hamilton, McClendon.—3.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Breeden, Dacus, Fine, Hall, Herndon, Mahan, Morford, Pazoureck, Pitcher.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Allen, Bailey, Baldwin, Berrong, Boecher, Cartwright (Bryan), Cartwright (Seminole), Collins, Cowden, Easterly, Field, Garvin, Grantham, Harris, Hope, Kerr, King, Land, McClendon, McColgin, Miskovsky, Payne, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), Wilson (Greer).—31.

Nay: Hamilton.—1.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Breeden, Dacus, Fine, Hall, Herndon, Mahan, Morford, Pazoureck, Pitcher.—9.

The emergency was declared passed.

HB 792 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 892, by Bond (Stephens) et al, was read and considered.

Senator Sandlin asked to be made co-author of **HB 892**, which was the order.

Senator Sandlin asked that further consideration of **HB 892** be deferred, which was the order.

HB 643, by Lance et al of the House, and Dacus, Carrier, Kerr, Boecher, McColgin, Berrong, McSpadden, Walker, Breeden, Herndon, Allen, Hall, Mahan, Ritzhaupt, Baldwin, Cobb, Stipe and Hamilton of the Senate, was read and considered.

Senator Allen moved that **HB 643** be advanced to engrossment and third reading.

Senator Bailey, as a substitute, moved that **HB 643** be stricken from the Calendar.

Senator Miskovsky, in lieu of all pending motions, moved that **HB 643** be referred to the Legislative Council for interim study, which motion was declared adopted upon a roll call as follows:

Aye: Bailey, Baldwin, Boecher, Cowden, Easterly, Field, Garvin, Grantham, Harris, Herndon, Hope, Kerr, King, Land, McClendon, Mahan, Miskovsky, Morford, Pazoureck, Pitcher, Ritzhaupt, Stipe, Tipps, Trent, Wilson (Greer).—25.

Nay: Allen, Berrong, Breeden, Cartwright (Bryan), Cartwright (Seminole), Dacus, Fine, Hamilton, McColgin, Payne, Shoemake, Walker, Wilson (Beckham).—13.

Excused: Carrier, Cobb, McSpadden.—3.

Not Voting: Collins, Hall, Sandlin.—3.

President Pro Tempore Garvin announced matters were on the President's desk for the consideration of the Senate in executive session.

Upon motion of Senator Wilson (Beckham), the Senate closed its doors and went into executive session.

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

The Senate, in executive session and upon motion of Senator Shoemake, advised and consented to the confirmation of the executive nomination of Dr. CHARLES E. WHITE, of Muskogee, as a member of the State Board of Health, for a period effective upon confirmation and ending June 30, 1968.

The Senate, in executive session and upon motion of Senator McClendon, advised and consented to the confirmation of the executive nomination of JACK MALIN, of Idabel, as a member of the State Board of Education, for a term effective upon confirmation and ending April 1, 1964.

Senator Cowden moved that Miss W. E. Shipley be retained as Senate Journal Clerk on an annual basis at a salary of Fifteen (\$15.00) Dollars per day, which motion was declared adopted.

RESOLUTION

By unanimous consent, Senator Hope introduced **SR 77**, following which Senator Mahan asked to be made co-author.

SR 77, as co-authored, was read at length as follows, adopted upon motion of Senator Hope and ordered referred for enrollment:

SENATE RESOLUTION NO. 77—By Hope and Mahan.

A RESOLUTION CREATING A SPECIAL INTERIM STUDY COMMITTEE TO STUDY THE NEED FOR, AND THE EFFECTUATION OF REDECORATING, MODERNIZING AND REFURBISHING OF THE SENATE

CHAMBER OF THE OKLAHOMA STATE SENATE.

WHEREAS, the Oklahoma State Senate Chamber was completed as a unit of the Capitol on June 30, 1917; and

WHEREAS, said Senate Chamber is in need of redecorating, modernizing and refurbishing; and

WHEREAS, said Senate Chamber does not now provide the appearance of dignity nor comfort desirable as a meeting place for the Oklahoma State Senate; and

WHEREAS, it is deemed appropriate and advisable that a committee be appointed for the purpose of studying the need and feasibility of redecorating, modernizing and refurbishing the Senate Chamber; and

BE IT FURTHER RESOLVED by the Senate of the 27th Legislature of the State of Oklahoma that a special interim committee composed of the Floor Leader, Assistant Floor Leader, the Chairman of Appropriations Committee and two other members appointed by the President Pro Tempore is hereby created to study the feasibility of redecorating, modernizing and refurbishing of the Senate Chamber and that said committee shall recommend to the President Pro Tempore their findings and if it be deemed advisable that a program of redecorating, modernizing and refurbishing should be carried out, the committee will proceed to take bids and negotiate contracts and to expend not to exceed One Hundred Twenty Five Thousand Dollars (\$125,000.00) from the appropriations heretofore made for the operation of the State Senate in accordance with this Resolution.

Senator Ritzhaupt, the Dean of the Senate, moved when the Clerk's desk is cleared and the Senate's work is finished, the Senate of the 27th Legislature adjourn sine die, which motion was declared adopted.

President Pro Tempore Garvin, as provided under SR 66, appointed Senator Trent as the Committee of one to participate in a National Education Association Tour of Russia next autumn.

COMMUNICATION

The following communication was read:

July 3, 1959

Honorable Harold T. Garvin
President Pro Tempore
State Senate
Dear Senator Garvin:

As per your request as to payment of a claim authorized by Senate Resolution No. 66, please be advised that the State Budget Office will honor said claim at such time as it is presented for payment unless some valid objection arises between now and that time, since we are of the opinion that the State Senate has authority to spend its monies for any purpose so authorized by the membership of the State Senate.

Sincerely yours,
S/ BURTON LOGAN,
State Budget Director.

EXECUTIVE COMMITTEE—
Legislative Council:

As provided under Title 74, Section 456, Oklahoma Statutes, 1951. President Pro Tempore Garvin appointed the following as the Senate's membership on the Executive Committee of the State Legislative Council: Senators Allen, Baldwin, Breeden, Cartwright (Bryan), Field, Grantham, Shoemake, Wilson (Beckham), Wilson (Greer) and Dacus.

Senator Wilson (Beckham) asked unanimous consent, which was granted, that the above appointments, as members of the Executive Committee of the State Legislative Council, be confirmed by the Senate.

Senator Dacus presiding.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

HB 925 correctly engrossed.

SBs 108, 170 and 178 each correctly enrolled.

Engrossed **SAs** to and Engrossed **HB 925**, as amended, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 108, 170 and 178**, after fourth readings, 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 returning Enrolled **SBs 108, 170, 178, 211 and 250**.

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 **HJR**s 520, 528, **HB**s 653, 674, 859 and 862.

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 transmitting Enrolled **HB**s 531, 794 and 796.

The above numbered Enrolled bills and/or resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

President Pro Tempore Garvin presiding.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SR 77, SJR 16, SBs 22, 43, 121, 273 and 298 each correctly enrolled.

Enrolled **SR 77** was properly signed

and ordered transmitted to the Secretary of State.

Enrolled **SJR 16** and Enrolled **SBs 22, 43, 121, 273 and 298**, after fourth readings, were each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

Senator Dacus presiding.

MESSAGES FROM HOUSE

Advising fourth reading of and transmitting Enrolled **HB**s 620, 728, 729, 792, 839 and 893.

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 547**.

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

Senator Wilson (Beckham) presiding.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **HB**s 777 and 784.

The above numbered Enrolled bills and/or resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

President Pro Tempore Garvin presiding.

MESSAGES FROM HOUSE

Advising fourth reading of and returning Enrolled **SJR 16, SBs 22, 43, 121, 273 and 298**.

The above numbered Enrolled bills and/or resolutions were referred to the Governor for consideration.

MESSAGES FROM HOUSE

Advising fourth reading of and trans-

mitting Enrolled **HBS 753, 852, 870 and 932.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

President Pro Tempore Garvin appointed and directed Senator Wilson (Beckham) to inform the Honorable House that the Senate has about completed its work and ready to adjourn sine die.

Senator Wilson (Beckham), appointed and directed to notify the Honorable House the Senate has about completed its work and ready to adjourn sine die, reported the duty performed.

MESSAGES FROM THE HOUSE

Advising fourth reading and transmitting Enrolled **HBs 583, 876, 895, and 503.**

Senator Wilson (Beckham) presiding.

Enrolled **HB 583**, after fourth reading, was properly signed and ordered returned to the Honorable House.

President Pro Tempore Garvin presiding.

Enrolled **HBs 503, 876 and 895**, after fourth readings, were properly signed and ordered returned to the Honorable House.

MESSAGES FROM THE HOUSE

Advising fourth reading of and transmitting Enrolled **HBs 806, 558 and 854.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

The Majority Floor Leader, Senator Wilson (Beckham), called the Senate's attention to the fact that 3:00 o'clock p. m., July 3d, 1959, had arrived, the hour and date for the sine die adjournment of the 27th Legislature, as provided under **HCR 537.**

As provided under the motion by Senator Ritzhaupt, Dean of the Senate, and the hour of 3:00 p. m., this day, July 3, 1959, having arrived and the Senate's work finished, President Pro Tempore Garvin declared the Senate of the 27th Legislature adjourned Sine Die.

SENATE COMMITTEES

TWENTY-SEVENTH LEGISLATURE
1959

(As finally approved)

AGRICULTURE:

Fine, Chairman

Dacus, Vice Chairman

Berrong	Easterly
Boecher	Grantham
Carrier	Kerr
Cobb	McColgin
Collins	Morford

APPROPRIATIONS AND BUDGET:

Hope, Chairman

Bailey, Vice Chairman

Allen	Hamilton
Berrong	Herndon
Breeden	Land
Cartwright	McClendon
(Bryan)	McColgin
Collins	McSpadden
Dacus	Pitcher
Easterly	Ritzhaupt
Field	Tipps
Grantham	Wilson (Greer)
Hall	

AVIATION:

McColgin, Chairman

Breeden, Vice Chairman

Field

BANKS AND BANKING:

Carrier, Chairman

Sandlin, Vice Chairman

Bailey	Hope
Baldwin	

BUSINESS AND INDUSTRY:

Wilson (Greer), Chairman

Pitcher, Vice Chairman

Field	Pazoureck
Hope	Stipe
Payne	

CONSTITUTIONAL AMENDMENTS,
INITIATIVE AND REFERENDUM
AND CODE REVISION

Cowden, Chairman

Hall, Vice Chairman

Grantham	Payne
Harris	Ritzhaupt
King	Sandlin
McClendon	Shoemake
McSpadden	

CONGRESSIONAL AND
LEGISLATIVE REDISTRICTING:

Harris, Chairman

Herndon, Vice Chairman

Bailey	Pazoureck
Baldwin	

COUNTY GOVERNMENT:

Sandlin, Chairman

King, Vice Chairman

Baldwin	Herndon
Carrier	Payne
Cartwright	Stipe
(Bryan)	

CRIMINAL JURISPRUDENCE

Mahan, Chairman

Miskovsky, Vice Chairman

Allen Hall

ECONOMIC AND INDUSTRIAL DEVELOPMENT:

Walker, Chairman

Kerr, Vice Chairman

Bailey Berrong

EDUCATION:

Hamilton, Chairman

Collins, Vice Chairman

Breeden	Ritzhaupt
Cowden	Tipps
Dacus	Trent
Easterly	Walker
Kerr	Wilson (Greer)
McClendon	

EMPLOYMENT AND PRINTING:

Easterly, Chairman

Ritzhaupt, Vice Chairman

Kerr

ENGROSSED AND ENROLLED BILLS:

Breeden, Chairman

Easterly, Vice Chairman

King

GAME AND FISH:

Boecher, Chairman

Field, Vice Chairman

Allen	Mahan
Kerr	Trent

INSURANCE:

Field, Chairman

Berrong, Vice Chairman

Allen	Hope
Bailey	Morford
Baldwin	Payne
Cartwright	Pitcher
(Seminole)	Shoemake
Dacus	Stipe

JUDICIARY:

Grantham, Chairman

Cartwright (Seminole), Vice Chairman

Harris	Pazoureck
Hope	Pitcher
King	Sandlin
Miskovsky	

LABOR RELATIONS:

Dacus, Chairman

Trent, Vice Chairman

McColgin	Pazoureck
Payne	

MILITARY AND VETERANS' AFFAIRS

Tipps, Chairman

Grantham, Vice Chairman

Fine	Morford
McSpadden	

MUNICIPAL GOVERNMENT:

Miskovsky, Chairman

Stipe, Vice Chairman

Land	Walker
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OIL AND GAS:

Baldwin, Chairman

Land, Vice Chairman

Cartwright	Grantham
(Seminole)	Mahan
Collins	Miskovsky
Cowden	Shoemake

PARKS AND RECREATION:

Hall, Chairman
 Cowden, Vice Chairman
 Boecher Pitcher
 Fine

PENAL INSTITUTIONS:

Stipe, Chairman
 Cobb, Vice Chairman
 Hamilton Trent
 Herndon Wilson (Greer)

PLANNING AND RESOURCES

Cobb, Chairman
 McSpadden, Vice Chairman
 Boecher Herndon
 Cartwright Tipps
 (Bryan)

PRIVILEGES AND ELECTIONS:

McClendon, Chairman
 Carrier, Vice Chairman
 Cobb Payne

PUBLIC HEALTH:

Ritzhaupt, Chairman
 Morford, Vice Chairman
 Bailey King
 Berrong Land
 Hall

PUBLIC LANDS:

Herndon, Chairman
 Tipps, Vice Chairman
 McColgin

PUBLIC SAFETY:

Collins, Chairman
 Allen, Vice Chairman
 Breedon Harris
 Cartwright Wilson (Greer)
 (Seminole)

PUBLIC SERVICE CORPORATIONS:

Allen, Chairman
 Walker, Vice Chairman
 Cowden Shoemake
 Hamilton

REVENUE AND TAXATION:

Shoemake, Chairman
 Pazoureck, Vice Chairman
 Boecher Hamilton
 Carrier Hope
 Cartwright King
 (Seminole) Land
 Cobb Mahan
 Cowden Miskovsky
 Easterly Morford
 Fine Walker

ROADS AND HIGHWAYS:

Cartwright (Bryan), Chairman
 Harris, Vice Chairman
 Berrong McClendon
 Breedon McColgin
 Cartwright McSpadden
 (Seminole) Mahan
 Cobb Miskovsky
 Collins Morford
 Dacus Pazoureck
 Field Sandlin
 Fine Shoemake
 Hall Tipps
 Hamilton Trent
 Kerr Walker
 Land

SENATE AND
LEGISLATIVE AFFAIRS:

Wilson (Beckham), Chairman
 Payne, Vice Chairman
 Allen Easterly
 Boecher Walker
 Dacus

SOCIAL WELFARE:

Trent, Chairman

McClendon, Vice Chairman

Cartwright

(Bryan)

Fine

Pitcher

Ritzhaupt

Stipe

Wilson (Greer)

STATE AND FEDERAL
GOVERNMENT:

McSpadden, Chairman

Mahan, Vice Chairman

Baldwin

Boecher

Carrier

Cartwright

(Bryan)

Harris

Sandlin

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LP—Lobby Permit

ML—Motion Lodged

SA—Senate Amendment

SB—Senate Bill

SCR—Senate Concurrent Resolution

SJR—Senate Joint Resolution

SR—Senate Resolution

Wd—Withdrawn

PART I

SENATE BILLS

(Titles in full shown on page numbers
opposite "1st Readings".)

SB 1—By Miskovsky, Cartwright (Bryan) of the Senate, Andrews of the House.—An act providing for the manufacture, storage, sale * * * use of spirituous, vinous, and malt beverages containing more than three and two-tenths percent (3.2%) of alcohol by weight; establishing the Oklahoma alcoholic beverage control board * * *

1st Reading	10
2nd Reading	42
Stricken	1128

SB 2—By Wilson (Beckham), Allen, Cartwright (Seminole), Easterly, Field, Pitcher, Shoemake, Stipe of the Senate and Fuller, et al. of the House.—An Act relating to securities; defining terms; creating the Oklahoma securities commission * * * and declaring an emergency.

1st Reading	10
2nd Reading	42
CR	273

Considered, advanced, 3rd Reading	
—referred	280; 288
Engrossed—To House	299
HAS read; Concurred in—Passed—	
Referred for Enrollment	1055; 1200
Enrolled—4th Reading	1286
To Governor	1306
Approved by Governor July 7, 1959.	

SB 3—By Collins, Allen, Bailey, Baldwin, Berrong, Cartwright (Bryan), Dacus, Easterly, Field, Fine, Grantham,

Hall, Hamilton, Harris, Kerr, King, Mahan, McClendon, McSpadden, Miskovsky, Morford, Pitcher, Ritzhaupt, Stipe, Walker, Wilson (Greer) of the Senate; and Fuller et al. of the House.—An act making an emergency appropriation to the Oklahoma State Regents for higher education * * * and declaring an emergency.

1st Reading	10
2nd Reading	42
CR	547
Considered, advanced, 3rd Reading, referred	
Engrossed—To House	550
Referred for enrollment	560
Enrolled—4th Reading	606
To Governor	609
Governor's approval	621
Governor's approval	650

SB 4—By Ritzhaupt.—An Act proposing a law, and providing for the referral thereof to the people for their approval or rejection which law; Calls a Constitutional Convention * * *

1st Reading	42
2nd Reading	50
CR	403
Special Order	413
Considered, advanced, 3rd Reading, referred	
Engrossed—To House	440
Engrossed—To House	458

SB 5—By Miskovsky.—An Act pertaining to taxation; providing for increasing the depletion allowable for in-

come tax purposes in the case of income from oil and gas production; * * * and declaring an emergency.

1st Reading	42
2nd Reading	50
Stricken	1128

SB 6—By Cartwright (Bryan).—An Act relating to public Highways; making an appropriation to the State Highway Department of any money accruing to the credit of the emergency appropriation fund for the fiscal year ending June 30, 1959, in excess of all other appropriations heretofore made * * * and declaring an emergency.

1st Reading	42
2nd Reading	50
CR—Re-ref	102
CR	699
Special Order	711
Considered, advanced, 3rd Reading, referred	713
Engrossed—To House	721
HA read; rejected — Conference requested—To GCCA	979; 988
Conference granted—To GCCA	997

SB 7—By Bailey and Collins.—An Act making an appropriation to the Oklahoma State Regents for higher education; providing for the allocation of funds to constituent institutions; * * * and declaring an emergency.

1st Reading	50
2nd Reading	74
Stricken	1128

SB 8—By Kerr.—An Act authorizing and relating to county parking lots; * * * and declaring an emergency.

1st Reading	50
2nd Reading	74
CR	177
Considered, advanced, 3rd Reading, referred	193
Engrossed—To House	210

SB 9—By Collins, Field and Stipe of the Senate and McCarty et al. of the House.—An Act relating to roads and

highways; providing for closing of highways by the state, counties and cities for certain purposes; * * * and declaring an emergency.

1st Reading	50
2nd Reading	74

SB 10—By Trent, Allen, Cartwright (Bryan), Cobb, Collins, Fine, Kerr, King, McColgin, Sandlin, Field, Shoemake.—An Act relating to soil and water conservation; making appropriations to the State Soil Conservation Board * * * and declaring an emergency.

1st Reading	50
2nd Reading	74
CR	211
WD—Re-ref	223
CR	299
Considered, advanced, 3rd Reading, referred	315
Engrossed—To House	318
HAs read; rejected — Conference requested—To GCCA	979; 988
Conference granted—To GCCA	997
CCR adopted—passed—To House	1161
House requested to return bill and CCR; returned	1255; 1259
Vote reconsidered by which passed and by which CCR adopted	1270
CCR rejected—further Conference requested; granted	1270
CCR read — adopted—passed—To House	1270
Referred for enrollment	1306
Enrolled—4th Reading	1334
To Governor	1348

Approved by Governor July 8, 1959.

SB 11—By McSpadden.—An Act relating to City-County Planning and Zoning; * * * and declaring an emergency.

1st Reading	73
2nd Reading	80
Stricken	1128

SB 12—By the Senate Committee on Education.—An Act relating to the Public Schools of Oklahoma; amending * * * dealing with payment of state aid to

school districts; * * * and declaring an emergency.

1st Reading	73
2nd Reading	80
CR	119
Considered, advanced, 3rd Reading, referred	294
Engrossed—To House	299
HAS read	695
HAS concurred in—passed—referred for enrollment	714
Enrolled—4th Reading	721
To Governor	738
Governor's approval	784

SB 13—By the Senate Committee on Education.—An Act relating to the Public Schools of Oklahoma; amending * * * dealing with School Textbooks * * * and declaring an emergency.

1st Reading	73
2nd Reading	80
CR	161
Considered, advanced, 3rd Reading, referred	358
Engrossed—To House	369
HAS read	697
HAS concurred in—passed—referred for enrollment	713
Enrolled—4th Reading	721
To Governor	738
Law without Governor's signature.	

SB 14—By the Senate Committee on Education.—An Act relating to the Public Schools of Oklahoma; amending * * * and declaring an emergency.

1st Reading	73
2nd Reading	80
CR	259
Stricken	1145

SB 15—By the Senate Committee on Education.—An Act relating to the Public Schools of Oklahoma; amending * * * and declaring an emergency.

1st Reading	73
2nd Reading	80
CR	119
Considered, advanced, 3rd Reading, referred	421

ML; Wd	422; 427
Engrossed—To House	438
HAS read	697
HAS concurred in—passed—referred for enrollment	714
Enrolled—4th Reading	721
To Governor	738
Governor's approval	784

SB 16—By the Senate Committee on Education.—An Act relating to the Public Schools of Oklahoma; amending * * * dealing with the payment of State Aid and other funds to school districts, payments by the Teachers' Retirement System of Oklahoma, * * * and declaring an emergency..

1st Reading	73
2nd Reading	80
Stricken	1123

SB 17—By Grantham, Shoemake, and Miskovsky of the Senate and Howe and Green of the House.—An Act relating to selling on Sunday * * *.

1st Reading	79
2nd Reading	101
CR	273
Considered—Re-ref	384
CR	495
Considered, advanced, 3rd Reading, referred	502
ML	503
Engrossed—To House	542

SB 18—By Land of the Senate.—An Act permitting use of facsimile signatures of Public Officials and facsimile seals * * *.

1st Reading	79
2nd Reading	101
CR	226
Considered, advanced, 3rd Reading, referred	228
Engrossed—To House	242
HA read	336
HA concurred in—passed—referred for enrollment	354
Enrolled—4th Reading	369
To Governor	372
Governor's approval	399

SB 19—By Wilson (Beckham), and Payne of the Senate, and Ogden et al. of the House.—An Act establishing a Merit System of personnel administration; and declaring an emergency.

1st Reading ----- 93
 2nd Reading ----- 101; 414
 Stricken ----- 1128

SB 20—By Wilson (Beckham), and Payne of the Senate, and Ogden et al. of the House.—An Act relating to Physically Handicapped Children; * * * providing that the Act shall not be operative or in effect until July 1, 1959; and declaring an emergency.

1st Reading ----- 93
 2nd Reading ----- 101
 CR ----- 322
 Considered, advanced, 3rd Reading, referred ----- 350
 Engrossed—To House ----- 353
 House requested to return bill ---- 371
 Reference to, ordered stricken ---- 468
 HAs read; considered ----- 507; 510
 HAs rejected — Conference requested ----- 528
 Conference granted—HCs named—SCs appointed ----- 556
 CCR read ----- 636
 CCR adopted-passed ----- 724
 ML; To House ----- 725; 771
 Referred for enrollment ----- 1036
 Enrolled—4th Reading ----- 1038
 To Governor ----- 1039
 Governor's approval ----- 1047

SB 21—By Wilson (Beckham) and Payne of the Senate, and Ogden et al. of the House.—An Act relating to the administration of Whitaker State Orphan's Home, Pryor, Oklahoma, and the Institute for Colored Blind, Deaf and Orphans, Taft, Oklahoma; * * * transferring all powers and duties now vested in the State Board of Public Affairs relative to these institutions to the Oklahoma Public Welfare Commission; * * * providing that this Act shall not be operative and in effect until July 1, 1959; and declaring an emergency.

1st Reading ----- 94
 2nd Reading ----- 101
 Stricken ----- 1128

SB 22—By Wilson (Beckham), and Sandlin.—An Act relating to counties; providing a uniform method for determining the salaries of county officers and their employees * * * and declaring an emergency.

1st Reading ----- 98
 2nd Reading ----- 108
 CR ----- 221
 Considered—Re-ref ----- 260; 315
 CR ----- 620
 Special Order ----- 908
 Considered, advanced, 3rd Reading, referred ----- 914
 Engrossed—To House ----- 939
 HAs rejected — Conference requested—SCs appointed ----- 1286
 Conference granted—HCs named -- 1326
 CCR read — adopted — passed—To House ----- 1327
 Referred for enrollment ----- 1348
 Enrolled—4th Reading ----- 1368
 To Governor ----- 1368
 Approved by Governor July 15, 1959.

SB 23—By Field.—An Act pertaining to insurance; * * * providing that no form or endorsement affecting fire, extended coverage or allied lines shall be approved until at least forty-five (45) days after it was filed with the Board and notification given to the Bureau, and declaring an emergency.

1st Reading ----- 99
 2nd Reading ----- 108
 CR ----- 119
 Considered, advanced, 3rd Reading, referred ----- 194
 Engrossed—To House ----- 210
 Referred for enrollment ----- 490
 Enrolled—4th Reading ----- 497
 To Governor ----- 516
 Governor's approval ----- 556

SB 24—By Hope and Bailey of the Senate and Ruby and Davis of the House.—An Act making appropriations

to the Oklahoma State Regents for higher education; providing for the allocation of funds to constituent institutions; making provisions for cooperation with the Southern Regional Education Board; providing for care of dependent youths and orphans; * * * and declaring an emergency.

1st Reading	99
2nd Reading	108
CR	217
Considered, advanced, 3rd Reading, referred	873
Engrossed—To House	887
HAS read — rejected—Conference requested—to GCCA	1057
Conference granted—to GCCA ...	1149

SB 25—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the Office of the Securities Commission; * * * and declaring an emergency.

1st Reading	99
2nd Reading	108
CR	165
Wd—Re-ref	224
CR—Re-ref	425
CR	438
Considered, advanced, 3rd Reading, referred	500
Engrossed—To House	509
HA read; rejected—Conference re- quested—To GCCA	863; 881
Conference granted—To GCCA ...	928
CCR read—adopted — passed—To House	1096
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200
Approved by Governor July 8, 1959.	

SB 26—By Hope and Bailey of the Senate and Ruby and Davis of the House.—An Act making appropriations to the Office of the State Examiner and Inspector; * * * and declaring an emergency.

1st Reading	99
2nd Reading	108

CR	210
Considered, advanced, 3rd Reading, referred	213
Engrossed—To House	226
HAS read	285
HAS concurred in—Passed—refer- red for enrollment	325
Vote reconsidered by which passed	327
Vote reconsidered by HAS concur- red in and consideration deferred	328
HAS concurred in; passed—refer- red for enrollment	579; 727
Enrolled—4th Reading	737
To Governor	750
Governor's approval	784

SB 27—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the Division of the Budget; * * * and declaring an emergency.

1st Reading	99
2nd Reading	108
CR	165
Considered, advanced, 3rd Reading, referred	173
Engrossed—To House	189
Referred for enrollment	432
Enrolled—4th Reading	438
To Governor	460
Governor's Approval	516

SB 28—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making an appropriation to the State Department of Health; * * * and declaring an emergency.

1st Reading	99
2nd Reading	108
CR	174
Considered, advanced, 3rd Reading, referred	195
Engrossed—To House	210
HAS read; rejected—Conference re- quested—To GCCA	524; 624
Conference granted—To GCCA ...	869
CCR read — adopted — passed—To House	1087
Referred for enrollment	1191
Enrolled—4th Reading	1217

To Governor ----- 1231
 Approved by Governor July 8, 1959.

SB 29—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the office of the Department of Labor; * * * and declaring an emergency.

1st Reading ----- 99
 2nd Reading ----- 108
 CR ----- 165
 Considered, advanced, 3rd Reading,
 referred ----- 169
 Engrossed—To House ----- 180
 Referred for enrollment ----- 271
 Enrolled—4th Reading ----- 283
 To Governor ----- 297
 Governor's approval ----- 308

SB 30—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making an appropriation to the Oklahoma State Legislature; * * * and declaring an emergency.

1st Reading ----- 100
 2nd Reading ----- 108
 CR ----- 165
 Considered, advanced, 3rd Reading,
 referred ----- 168-169
 Engrossed—to House ----- 180
 Referred for enrollment ----- 432
 Enrolled—4th Reading ----- 438
 To Governor ----- 460
 Governor's approval ----- 516

SB 31—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the office of the Lieutenant Governor; * * * and declaring an emergency.

1st Reading ----- 100
 2nd Reading ----- 108
 CR ----- 165
 Considered, advanced, 3rd Reading,
 referred ----- 170-171
 Engrossed To House ----- 180
 HAs read ----- 369
 HAs concurred in—passed—Refer-
 red for enrollment ----- 579
 Enrolled—4th Reading ----- 583

To Governor ----- 600
 Governor's approval ----- 650

SB 32—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making an appropriation to the Secretary of the State Election Board; * * * and declaring an emergency.

1st Reading ----- 100
 2nd Reading ----- 108
 CR ----- 165
 Considered, advanced, 3rd Reading,
 referred ----- 169-170
 Engrossed—To House ----- 180
 Referred for enrollment ----- 271
 Enrolled—4th Reading ----- 283
 To Governor ----- 297
 Governor's approval ----- 308

SB 33—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriation to the Corporation Commission; * * * and declaring an emergency.

1st Reading ----- 100
 2nd Reading ----- 108
 CR ----- 676
 Considered, advanced, 3rd Reading,
 referred ----- 683
 Engrossed—To House ----- 689
 HAs rejected — Conference re-
 quested—to GCCA ----- 810
 Conference granted To GCCA -- 869
 CCR adopted—passed—To House 1166
 Referred for enrollment ----- 1200
 Enrolled—4th Reading ----- 1226
 To Governor ----- 1231

Approved by Governor July 8, 1959.

SB 34—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the Water Resources Board * * * and declaring an emergency.

1st Reading ----- 100
 2nd Reading ----- 108
 CR ----- 165
 Considered, advanced, 3rd Reading,
 referred ----- 173-174
 Engrossed—To House ----- 180

Referred for enrollment	359
Enrolled—4th Reading	369
To Governor	372
Governor's approval	399

SB 35—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the State Veterans Department, State Accrediting Agency, Oklahoma State War Veterans Home Facilities, Sulphur, Oklahoma, the Oklahoma State War Veterans Home Facilities, Ardmore, Oklahoma, and the Oklahoma War Veterans Commission; * * * and declaring an emergency.

1st Reading	100
2nd Reading	108
Wd—Re-ref	212
CR—Re-ref	438
CR	600
Considered, advanced, 3rd Reading, referred	642
Engrossed—To House	653
HA read; rejected — Conference requested—To GCCA	979; 988
Conference granted—To GCCA ..	997
CCR read—adopted — passed—To House	1080
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200
Approved by Governor July 8, 1959.	

SB 36—By Miskovsky, Cartwright (Seminole).—An Act changing the name of the Criminal Court of Appeals to the Court of Criminal Appeals; and declaring an emergency.

1st Reading	100
2nd Reading	108
CR	158
Considered, advanced, 3rd Reading, referred	162
Engrossed—To House	174
Referred for enrollment	338
Enrolled—4th Reading	340
To Governor	348
Governor's approval	369

SB 37—By Sandlin.—An Act relating

to Notary Publics; * * * and declaring an emergency.

1st Reading	100
2nd Reading	109
CR	203
Considered, advanced, 3rd Reading, referred	211
Engrossed—To House	217
Has read; concurred in—passed— referred for enrollment	1184; 1199
Enrolled—4th Reading	1236
To Governor	1242
Approved by Governor July 15, 1959.	

SB 38—By Sandlin.—An Act relating to special assessments; providing that owners of property upon which have been levied special assessments shall be given notice when such assessments are due and payable; and declaring an emergency.

1st Reading	101
2nd Reading	109; 115
CR—Re-ref	264
Stricken	1128

SB 39—By Shoemake of the Senate and Ruby of the House.—An Act relating to port authorities; * * * and declaring an emergency.

1st Reading	107
2nd Reading	115
CR	361
Considered, advanced, 3rd Reading, referred	391
Engrossed—To House	400
Referred for enrollment	1209
Enrolled—4th Reading	1217
To Governor	1231
Approved by Governor July 15, 1959.	

SB 40—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the State Board of Education for operation and maintenance of public schools * * *; limiting amount to be expended for textbooks; making appropriation for physically and mentally handicapped children; providing for the education of children who are patients

in the Crippled Childrens Hospital; * * * and declaring an emergency.

1st Reading	107
2nd Reading	115
CR	226
Wd—Re-ref	242
CR	341
Wd—Re-ref	569
CR	581

Considered, advanced, 3rd Reading, referred	730
Engrossed—To House	737
HAs read; rejected — Conference requested—to GCCA	979; 989
Conference granted—To GCCA ..	997
CCR read — adopted—passed—to House	1228
Referred for enrollment	1245
Enrolled—4th Reading	1259
To Governor	1273

Approved by Governor July 7, 1959.

SB 41—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making an appropriation to the State Board of Education; stating the purpose; * * * and declaring an emergency.

1st Reading	108
2nd Reading	115
CR	226
Wd—Re-ref	242
CR	297
Considered, advanced, 3rd Reading, referred	302
Engrossed—To House	315
Referred for enrollment	615
Enrolled—4th Reading	618
To Governor	621
Governor's approval	650

SB 42—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the Office of the State Banking Department; * * * all Acts or parts of Acts in conflict herewith; and declaring an emergency.

1st Reading	108
2nd Reading	115
CR	165

Considered, advanced, 3rd Reading, referred	171-172
Engrossed—To House	180
HAs read; rejected — Conference requested—To GCCA	359; 624
Conference granted—To GCCA ..	869
CCR read — adopted — passed—To House	1094
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Approved by Governor July 8, 1959.

SB 43—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the Oklahoma Planning and Resources Board; providing funds for operation of the Division of State Parks, Division of Forestry, Division of Planning and Administration, and the tourist Bureau; * * * and declaring an emergency.

1st Reading	108
2nd Reading	115
CR	811
Considered, advanced, 3rd Reading, referred	839
Engrossed—To House	855
HAs read — rejected Conference requested—To GCCA	1057
Conference granted—To GCCA ..	1149
CCR read—adopted — passed—To House	1287
Referred for enrollment	1337
Enrolled—4th Reading	1368
To Governor	1368

Approved by Governor July 10, 1959.

SB 44—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the Oklahoma Department of Public Safety; * * * and declaring an emergency.

1st Reading	108
2nd Reading	115
CR	352
Considered, advanced, 3rd Reading, referred	382
Engrossed— to House	391

HAS rejected — Conference requested—To GCCA	986
Conference granted—To GCCA ...	997
CCR adopted—passed—To House	1155
Referred for enrollment	1200
Enrolled—4th Reading	1226
To Governor	1235
Approved by Governor July 10, 1959.	

SB 45—By Shoemake.—An Act relating to motor fuel excise tax; providing for the exemption from said tax of motor fuel bought and used exclusively in motors to propel motor boats by persons holding marine exemption permits; * * * and declaring an emergency.

1st Reading	108
2nd Reading	115
Stricken	1128

SB 46—By Miskovsky.—An Act pertaining to shoe fitting machines or devices that use fluoroscopic, X-ray or radiation principles of operation in fitting shoes; * * * and declaring an emergency.

1st Reading	117
2nd Reading	120
Stricken	1128

SB 47—By Miskovsky.—An Act pertaining to lotteries; * * * and declaring an emergency.

1st Reading	117
2nd Reading	120
CR	709
Considered, advanced, 3rd Reading	731
ML; time extended; failed 731; 763; 778	

SB 48—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the office of the Attorney General; providing for the regulated drug enforcement division; * * * and declaring an emergency.

1st Reading	117
2nd Reading	120
CR	165
Considered, advanced, 3rd Reading, referred	171
Engrossed—To House	180

HAS read; rejected — Conference requested—To GCCA	615; 624
Conference granted—To GCCA ..	869
CCR read—adopted—passed — To House	1098
Referred for enrollment	1209
Enrolled—4th Reading	1226
To Governor	1235
Approved by Governor July 7, 1959.	

SB 49—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the Oklahoma Educational Television Authority; * * * and declaring an emergency.

1st Reading	118
2nd Reading	120
CR	187

Considered, advanced, 3rd Reading, referred

261; 419	
Engrossed—To House	426

HAS read; rejected — Conference requested—To GCCA

863; 881	
Conference granted—To GCCA ..	928

CCR read — adopted — passed — To House

1099	
ML; To House	1100; 1213

Referred for enrollment

1247	
Enrolled—4th Reading	1259
To Governor	1273

Approved by Governor July 8, 1959.

SB 50—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making an appropriation to the State Contingency and Emergency Fund; * * * and declaring an emergency.

1st Reading	118
2nd Reading	120
CR	165

Considered, advanced, 3rd Reading, referred

196	
Engrossed—To House	210

Referred for enrollment

271	
Enrolled—4th Reading	283
To Governor	297

Governor's approval

308

SB 51—By Hope and Bailey of the

Senate, and Ruby and Davis of the House.—An Act making appropriations to various state agencies; * * * and declaring an emergency.

1st Reading	118
2nd Reading	120
CR	165
Wd—Re-ref	323
CR	369
Considered, advanced, 3rd Reading, referred	383
Engrossed—To House	391
HAs read; rejected — Conference requested—To GCCA	615; 624
Conference granted—To GCCA ..	869
CCR adopted—passed—To House	1163
Referred for enrollment	1197
Enrolled—4th Reading	1216
To Governor	1231

Approved by Governor July 8, 1959.

SB 52—By Hope and Bailey of the Senate and Ruby and Davis of the House.—An Act making appropriations to the State Department of Agriculture; * * * and declaring an emergency.

1st Reading	118
2nd Reading	120
CR	165
Wd—Re-ref	206
CR	495
Considered, advanced, 3rd Reading, referred	573
Engrossed—To House	575
HA read; rejected — Conference requested—To GCCA	864; 881
Conference granted—To GCCA ..	928
CCR read — adopted—passed—To House	1085
Referred for enrollment	1191
Enrolled—4th Reading	1217
To Governor	1231

Approved by Governor July 8, 1959.

SB 53—By Stipe.—An Act relating to public highways and roads; appropriating thirty million, three hundred twenty-three thousand (\$30,323,000.00) dollars to the State Highway Department for the purpose of paying the State of Oklahoma's share for the relocation of public

highways and roads in the flood control areas in the localities of the Eufaula, Oologah and Keystone dams; making the appropriation nonfiscal; and declaring an emergency.

1st Reading	118
2nd Reading	120
Stricken	1128

SB 54—By Allen.—An Act pertaining to Highway Patrolmen; restricting their work week to forty (40) hours, with exceptions; * * *.

1st Reading	120
2nd Reading	124
Stricken	1128

SB 55—By Allen.—An Act amending 26 O. S. 1951, 556a; providing for the compensation of election officers; * * * and declaring an emergency.

1st Reading	120
2nd Reading	125
CR	767
Considered, advanced, 3rd Reading, referred	873
Engrossed—To House	887
HAs read—rejected — Conference requested—To GCCA	1057
Conference granted—To GCCA ..	1149

SB 56—By Stipe of the Senate, and Gotcher et al. of the House.—An Act relating to a retirement system for employees of the several State Penal and Correctional Institutions * * * and declaring an emergency.

1st Reading	120
2nd Reading	125
CR	438
Stricken	1145

SB 57—By McSpadden of the Senate and Shipley and Briscoe of the House.—An Act amending * * * pertaining to county fair boards; * * * and declaring an emergency.

1st Reading	120
2nd Reading	125
CR	180

Considered, advanced, 3rd Reading,
 referred -----193-194
 Engrossed—To House ----- 210

SB 58—By Wilson (Beckham) of the Senate and Meacham of the House.—An Act relating to counties; providing that in any county of this State where the county jail facilities are inadequate and undesirable the commissioner of charities and corrections upon request shall inspect said jail facilities * * * and declaring an emergency.

1st Reading ----- 120
 2nd Reading ----- 125
 CR ----- 177
 Considered, advanced, 3rd Reading,
 referred ----- 631
 Engrossed—To House ----- 651
 Referred for enrollment ----- 1283
 Enrolled—4th Reading ----- 1286
 To Governor ----- 1306
 Approved by Governor July 16, 1959.

SB 59—By Miskovsky.—An Act relating to the Department of Public Safety; providing for a public safety commission and the general and specific duties thereof; * * * and declaring an emergency.

1st Reading ----- 120
 2nd Reading ----- 125
 Stricken ----- 1128

SB 60—By Stipe, of the Senate and Skeith et al. of the House.—An Act making an appropriation for the completion of Boling Hollow dam; * * * and declaring an emergency.

1st Reading ----- 122
 2nd Reading ----- 125
 Stricken ----- 1128

SB 61—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the office of the Governor; providing that the Governor shall fix the duties and compensations of employees; * * * and declaring an emergency.

1st Reading ----- 122

2nd Reading ----- 125
 CR ----- 187
 Considered, advanced, 3rd Reading,
 referred ----- 293; 419
 Engrossed—To House ----- 426
 HAS read—rejected -- Conference
 requested—To GCCA ----- 1057
 Conference granted—To GCCA -- 1149
 CCR read—adopted—Passed — To
 House ----- 1207
 Referred for enrollment ----- 1247
 Enrolled—4th Reading ----- 1259
 To Governor ----- 1273
 Approved by Governor July 8, 1959.

SB 62—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making an appropriation to the Commissioners of the Land Office; * * * and declaring an emergency.

1st Reading ----- 122
 2nd Reading ----- 125
 CR ----- 165
 Considered, advanced, 3rd Reading,
 referred ----- 172
 Engrossed—To House ----- 189
 HAS read; rejected -- Conference
 requested—To GCCA ----- 616; 624
 Conference granted—To GCCA -- 869
 CCR read — adopted — passed—To
 House ----- 1083
 Referred for enrollment ----- 1191
 Enrolled—4th Reading ----- 1217
 To Governor ----- 1231
 Approved by Governor July 8, 1959.

SB 63—By Breeden.—An Act relating to the office of County Superintendent of Schools; abolishing such office in counties under certain conditions, * * * and declaring an emergency.

1st Reading ----- 122
 2nd Reading ----- 125
 Stricken ----- 1128

SB 64—By Pazoureck of the Senate and Watkins of the House.—An Act relating to county planning; establishing a county planning commission in certain

counties * * * and declaring an emergency.

1st Reading -----	123
2nd Reading -----	132
CR -----	264
Wd—Re-ref -----	506
Stricken -----	1128

SB 65—By Hope and Bailey of the Senate and Ruby and Davis of the House.—An Act making appropriations to the State Board of Public Affairs; stating the purpose; providing for the salary of the surplus property agent and other expenses; * * * and declaring an emergency.

1st Reading -----	123
2nd Reading -----	132
CR -----	217
Considered, advanced, 3rd Reading, referred -----	223
Engrossed—To House -----	239
HAs read; rejected — Conference requested—To GCCA -----	616; 624
Conference granted—To GCCA --	869
CCR read — adopted—passed—To House -----	1090
Referred for enrollment -----	1191
Enrolled—4th Reading -----	1217
To Governor -----	1231

Approved by Governor July 8, 1959.

SB 66—By Sandlin, King of the Senate and Levergood, Garrison, Mitchell, Avey and Williams (Murray) of the House.—An Act relating to county commissioners; providing for the nomination and election at large by the voters of the county; * * * and declaring an emergency.

1st Reading -----	124
2nd Reading -----	132
CR -----	591

SB 67—By Sandlin and King of the Senate and Avey of the House.—An Act pertaining to county commissioners, amending Section 7, Chapter 10, Title 19, Page 157, Oklahoma Session Laws 1955; providing for county clerk to pre-

sent encumbrance record to county commissioners; and declaring an emergency.

1st Reading -----	124
2nd Reading -----	132
CR -----	264
Stricken -----	875

SB 68—By Sandlin and King of the Senate and Avey of the House.—An Act pertaining to purchase orders; empowering and directing county clerks to refuse to accept or file claims not accompanied by a properly executed purchase order; * * * and declaring an emergency.

1st Reading -----	124
2nd Reading -----	132
CR -----	264
Considered, advanced, 3rd Reading, referred -----	462
ML; time extended; adopted 463; 488; -----	503
Vote reconsidered by which advanced -----	503
Considered, advanced, 3rd Reading	603
ML; time extended -----	605; 633; 647
ML adopted—vote reconsidered by which advanced—Re-ref -----	664
Stricken -----	1128

SB 69—By Miskovsky.—An Act pertaining to persons receiving public assistance through the Oklahoma Welfare Commission; prohibiting the soliciting of funds from such persons to be used for certain purposes unless permission is granted by the Oklahoma Welfare Commission; * * * and declaring an emergency.

1st Reading -----	124
2nd Reading -----	132
CR -----	530
Considered, advanced, 3rd Reading	546
ML; time extended; adopted 547; 570; -----	581; 588
Vote reconsidered by which advanced -----	588
Stricken -----	622

SB 70—By Harris.—An Act pertaining to powers and duties of municipal

governments; * * * and declaring an emergency.

1st Reading	124
2nd Reading	132
Stricken	1128

SB 71—By Harris.—An Act pertaining to joint city-county planning commissions; * * * and declaring an emergency.

1st Reading	124
2nd Reading	132
CR	228
Considered, advanced, 3rd Reading, referred	378
Engrossed—To House	391
HAS read; concurred in—passed—referred for enrollment	1185; 1191
Enrolled—4th Reading	1216
To Governor	1231

Approved by Governor July 16, 1959.

SB 72—By Hamilton, Fine, McClellon, Trent, and Stipe of the Senate and Cook of the House.—An Act appropriating the sum of * * * relating to the care, training and education of the dependent youth and orphans of the State; and declaring an emergency.

1st Reading	124
2nd Reading	132
CR	187
Considered, advanced, 3rd Reading, referred	208
Engrossed—To House	217
HAS read—rejected—Conference requested—To GCCA	951; 958
Conference granted—To GCCA ..	978
CCR adopted—passed—To House	1150
Referred for enrollment	1197
Enrolled—4th Reading	1236
To Governor	1242

Approved by Governor July 8, 1959.

SB 73—By Committee on Public Health.—An Act relating to public health; defining certain terms; regulating places where food is served, or prepared for sale to the public; * * * and declaring an emergency.

1st Reading	131
2nd Reading	157
CR	485
Considered; Stricken	879; 1137

SB 74—By Committee on Public Health.—An Act relating to water works and sewage works; defining terms; providing for certification of water and sewage works operators * * * and declaring an emergency.

1st Reading	131
2nd Reading	157
CR	485
Considered, advanced, 3rd Reading, referred	665; 881
Engrossed—To House	887
Referred for enrollment	1270
Enrolled—4th Reading	1286
To Governor	1306

Approved by Governor July 17, 1959.

SB 75—By Committee on Public Health.—An Act relating to alcoholics; providing for care and treatment of alcoholics in State institutions within the Department of Mental Health; * * * and declaring an emergency.

1st Reading	131
2nd Reading	157
CR	161
Considered, advanced, 3rd Reading, referred	172; 173
Engrossed—To House	189
HAS read failed of concurrence in	1350

SB 76—By Dacus, Sandlin, Baldwin, Berrong of the Senate and Huser of the House.—An Act relating to peanuts; providing for the promotion and advancement of peanut industries and markets; creating a State Peanut Commission * * * and declaring an emergency.

1st Reading	131
2nd Reading	157
CR	299
Considered, advanced, 3rd Reading, referred	314; 318

Engrossed—To House ----- 321
 ML; failed; To House -----322; 351

SB 77—By Hall of the Senate and Larason of the House.—An Act relating to purchase of equipment by the Department of Public Safety and payment of traveling expenses of assistants and other employees * * *.

1st Reading ----- 152
 2nd Reading ----- 157
 CR ----- 226
 Wd—Re-ref ----- 249
 CR ----- 930
 Stricken ----- 1145

SB 78—By Hall of the Senate and Lollar of the House.—An Act pertaining to divorce; providing that a district court may set aside a divorce decree in or out of term under certain conditions; and declaring an emergency.

1st Reading ----- 152
 2nd Reading ----- 157
 CR ----- 227
 Considered, advanced, 3rd Reading,
 referred ----- 249
 Engrossed—To House ----- 256
 Referred for enrollment ----- 525
 Enrolled—4th Reading ----- 531
 To Governor ----- 545
 Governor's approval ----- 581

SB 79—By Shoemake, Kerr, Sandlin, Fine, Mahan, Pazoureck, Collins, Hope, Harris, Bailey, Land and Pitcher.—An Act relating to judges; prescribing additional non-germane duties for all district judges * * * and declaring an emergency.

1st Reading ----- 152
 2nd Reading ----- 157
 CR—Re-ref ----- 264
 Stricken ----- 1128

SB 80—By King and Sandlin.—An Act relating to taxation of gasoline; * * * and declaring an emergency.

1st Reading ----- 157
 2nd Reading ----- 162
 CR ----- 767

Considered, advanced, 3rd Reading,
 referred ----- 876
 Engrossed—To House ----- 887
 HA read; concurred in—passed—
 referred for enrollment ---1256; 1261
 Enrolled—4th Reading ----- 1286
 To Governor ----- 1306
 Approved by Governor July 15, 1959.

SB 81—By King and Sandlin.—An Act relating to taxation of special fuels; * * * and declaring an emergency.

1st Reading ----- 156
 2nd Reading ----- 162
 CR ----- 767
 Considered, advanced, 3rd Reading,
 referred ----- 877
 Engrossed—To House ----- 887
 HA read; concurred in—passed—
 referred for enrollment ---1257; 1261
 Enrolled—4th Reading ----- 1286
 To Governor ----- 1306
 Approved by Governor July 16, 1959.

SB 82—By Sandlin and King.—An Act relating to highways; directing the State Highway Commission to certify the county road mileage of each county and of the State at certain times; and declaring an emergency.

1st Reading ----- 157
 2nd Reading ----- 162
 CR—Re-ref ----- 438
 CR ----- 468
 Considered, advanced, 3rd Reading,
 referred ----- 521
 Engrossed—To House ----- 530
 HA read; concurred in—passed—
 referred for enrollment ---1257; 1262
 Enrolled—4th Reading ----- 1286
 To Governor ----- 1306
 Approved by Governor July 15, 1959.

SB 83—By Hope and Bailey of the Senate and Ruby and Davis of the House.—An Act making appropriations to the State Bureau of Investigation; authorizing the director, with the approval of the governor, to create positions, * * * and declaring an emergency.

1st Reading	157
2nd Reading	162
CR	174
Considered, advanced—3rd Reading —referred	195
Engrossed—To House	210
HAs rejected — Conference re- quested—To GCCA	833
Conference granted—To GCCA ..	869
CCR read—adopted — passed—to House	1097
CCR rejected—further conference requested—HCs instructed	1249
Further Conference granted — To GCCA	1249
2nd CCR read—adopted—passed— To House	1268
Referred for enrollment	1283
Enrolled—4th Reading	1319
To Governor	1337
Approved by Governor July 8, 1959.	

SB 84—By Hope and Bailey of the Senate and Ruby and Davis of the House.—An Act making appropriations to the State Board of Vocational Education for the operation of the Department of Vocational Rehabilitation * * * and declaring an emergency.

1st Reading	157
2nd Reading	162
CR	187
Wd—Re-ref	206
CR	217
Considered, advanced, 3rd Reading, referred	223
Engrossed—To House	239
Referred for enrollment	432
Enrolled—4th Reading	438
To Governor	460
Governor's approval	516

SB 85—By Allen of the Senate and Davis, Lance and Clark of the House.—An Act making an appropriation to the Oklahoma State Regents for Higher Education; * * * and declaring an emergency.

1st Reading	157
2nd Reading	162
CR	297

Considered, advanced, 3rd Reading, referred	301
Engrossed—To House	313
HAs read; rejected — Conference requested—To GCCA	979; 989
Conference granted—To GCCA ..	997

SB 86—By Stipe.—An Act relating to fees of justices of the peace and constables; * * * and declaring an emergency.

1st Reading	159
2nd Reading	162
CR	862
Stricken	1145

SB 87—By Miskovsky.—An Act relating to crimes and punishments; * * * and declaring an emergency.

1st Reading	160
2nd Reading	162
CR	709
Stricken	1145

SB 88—By Stipe and Hall.—An Act relating to fees of jurors and witnesses; * * * and declaring an emergency.

1st Reading	160
2nd Reading	162
CR	862
Considered, advanced, 3rd Reading	1139

SB 89—By Kerr.—An Act relating to adoptions; * * * by requiring no investigation where child being adopted is already natural or adopted child of one of the petitioners; and declaring an emergency.

1st Reading	161
2nd Reading	168
CR	203
Considered	209; 212
Considered, advanced, 3rd Reading, referred	212

Engrossed—To House	226
Referred for enrollment	451
Enrolled—4th Reading	458
To Governor	460
Governor's approval	516

SB 90—By Miskovsky, of the Senate and Romang, of the House.—An Act

waiving, to the extent, in the manner and under the conditions therein set forth, the state's sovereign immunity from liability for damages to persons and property caused by torts * * *; creating and relating to a court of claims; authorizing the designation of a reporter therefor; * * * and declaring an emergency.

1st Reading	163
2nd Reading	168
Stricken	1128

SB 91—By Tipps, of the Senate and Cartwright, of the House.—An Act relating to minnows; stating the purpose of the Act is the prevention of depletion of certain natural resources; providing for commercial minnow dealer's and helper's license, * * * and declaring an emergency.

1st Reading	164
2nd Reading	168
CR	203
Considered, advanced, 3rd Reading, referred	228
Engrossed—To House	242
HAs read	338
HAs concurred in—passed—refer- red for enrollment	375
Enrolled—4th Reading	377
To Governor	391
Governor's approval	414

SB 92—By Allen.—An Act relating to the Department of Public Safety; providing for a public safety commission and a director of the department of public safety and for the tenure, compensation, * * *.

1st Reading	164
2nd Reading	168
CR	661
Considered, advanced, 3rd Reading, referred	726
ML; adopted	745; 776
Vote reconsidered by which ad- vanced	776
Considered, advanced, 3rd Reading, referred for engrossment	776
Engrossed—To House	784

SB 93—By Grantham of the Senate and Green, Howe and Craig of the House.—An Act authorizing boards of county commissioners in certain counties to request and requiring the county excise boards thereof to approve an appropriation in the county budget to be used by the County Health Department for a child guidance program; and declaring an emergency.

1st Reading	167
2nd Reading	177
CR	369
Considered, advanced, 3rd Reading, referred	373
Engrossed—To House	377
HAs read—concurred in—passed— referred for enrollment	1192
Enrolled—4th Reading	1216
To Governor	1231

Approved by Governor July 17, 1959.

SB 94—By Wilson (Greer) and Hope of the Senate and Ruby of the House.—An Act amending Sec. 3, House Bill 514, of 26th Oklahoma Legislature; re-appropriating funds and stating purpose; * * * and declaring an emergency.

1st Reading	167
2nd Reading	177
CR	187
Considered, advanced, 3rd Reading, referred	194
Engrossed—To House	210
Referred for enrollment	432
Enrolled—4th Reading	438
To Governor	460
Governor's approval	516

SB 95—By Berrong.—An Act amending Section 1, Chapter 10, Title 26, Page 186, Oklahoma Session Laws 1957; authorizing absentee voting in an authorized special election to fill a vacancy in the office of a member of the Oklahoma Legislature; and declaring an emergency.

1st Reading	167
2nd Reading	177
CR	214

Considered, advanced, 3rd Reading, referred -----	222
Engrossed—To House -----	239
Referred for enrollment -----	338
Enrolled—4th Reading -----	340
To Governor -----	348
Governor's approval -----	369

SB 96—By Shoemake.—An Act pertaining to disabled ex-service persons; * * * "Hawking and Peddling License Law"; and declaring an emergency.

1st Reading -----	167
2nd Reading -----	177
CR -----	269
Considered, advanced, 3rd Reading, referred -----	276
Engrossed—To House -----	297
Referred for enrollment -----	507
Enrolled—4th Reading -----	509
To Governor -----	516
Governor's approval -----	556

SB 97—By Morford of the Senate and Rogers of the House.—An Act pertaining to the Military Department of the State of Oklahoma; amending 44 O. S. 1951, §§ 21, 25 and 26; dividing the military department into the army and air national guards, * * * and declaring an emergency.

1st Reading -----	177
2nd Reading -----	188
CR -----	269
Considered, advanced, 3rd Reading, referred -----	278
Engrossed—To House -----	297
Referred for enrollment -----	1318
Enrolled—4th Reading -----	1349
To Governor -----	1350

Approved by Governor July 16, 1959.

SB 98—By Sandlin and King of the Senate and Avey et al. of the House.—An Act relating to County Commissioners; amending 19 O. S. 1951 Sec. 321; providing for the redistricting of county commissioner districts; and providing that the county election board shall redistrict if the county commis-

sioners fail to do so; and declaring an emergency.

1st Reading -----	177
2nd Reading -----	188
CR -----	221
Considered, advanced, 3rd Reading	333
ML; time extended; failed -----	336; 359; 368; 386

SB 99—By Cartwright (Seminole) and Harris.—An Act relating to the Department of Public Safety, providing for a Public Safety Commission and a director of the Department of Public Safety * * * and declaring an emergency.

1st Reading -----	187
2nd Reading -----	192
Stricken -----	1128

SB 100—By Sandlin and Grantham.—An Act relating to continuances in civil and criminal actions; * * * and declaring an emergency.

1st Reading -----	187
2nd Reading -----	192
CR -----	322
Considered, advanced, 3rd Reading, referred -----	334
ML; failed -----	334; 358
Engrossed—To House -----	369

SB 101—By Sandlin and McColgin.—An Act pertaining to aircraft; providing for the giving of security by owners and operators of aircraft involved in accidents to provide for the administration thereof; * * *.

1st Reading -----	187
2nd Reading -----	192
Stricken -----	1128

SB 102—By Wilson (Greer).—An Act pertaining to barbers; * * * providing for evidence of good moral character for certain persons; * * * providing for the operation of barber schools or colleges in state institutions; and declaring an emergency.

1st Reading -----	187
2nd Reading -----	193
CR -----	273

Considered, advanced, 3rd Reading, referred -----	300
Engrossed—To House -----	313
HAs read; rejected — Conference requested -----	1257; 1317
Conference granted—HCs named --	1349

SB 103—By Stipe, Miskovsky, Ritzhaupt, Breeden, Bailey, Morford and Hall, of the Senate, and Baggett and Graves of the House.—An Act making an appropriation to the Board of Regents for higher education; expressing the intent of the Legislature that it be used to build an additional wing to the speech and hearing clinic and to match Federal funds available therefor; making the appropriation nonfiscal; and declaring an emergency.

1st Reading -----	187
2nd Reading -----	193
CR -----	226
Considered, advanced, 3rd Reading, referred -----	265
Engrossed—To House -----	273
HA read; rejected — Conference requested—To GCCA -----	980; 989
Conference granted—To GCCA --	997
CCR adopted—passed—To House--	1150
Referred for enrollment -----	1197
Enrolled—4th Reading -----	1216
To Governor -----	1231
Approved by Governor July 8, 1959.	

SB 104—By Cowden and Walker.—An Act relating to investments of funds by the Commissioners of the Land Office; amending 64 O. S. 1951, § 51; and declaring an emergency.

1st Reading -----	201
2nd Reading -----	204
Stricken -----	1128

SB 105—By Fine, Hamilton, McClen-
don, Ritzhaupt, Mahan, Cowden, Trent,
Field, Cobb, Collins, Shoemake, Cart-
wright (Bryan).—An Act relating to
the teachers' retirement system of Okla-
homa; * * * and declaring an emer-
gency.

1st Reading -----	201
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2nd Reading -----	204
CR -----	322
Considered, advanced, 3rd Reading, referred -----	365
Engrossed—To House -----	372
Referred for enrollment -----	451
Enrolled 4th Reading -----	458
To Governor -----	460
Governor's approval -----	516

SB 106—By Sandlin and King.—An Act relating to County Commissioners; prescribing the manner in which County Commissioners shall be reimbursed for traveling expenses incurred while on official business for counties; * * * and declaring an emergency.

1st Reading -----	203
2nd Reading -----	208
CR -----	369
Stricken -----	1145

SB 107—By Wilson (Beckham).—An Act to provide for the registration and protection of trade marks, and repealing Title 78, Sections 1 to 20, inclusive. O. S. 1951.

1st Reading -----	204
2nd Reading -----	208
CR -----	322
Considered, advanced, 3rd Reading, referred -----	333
Engrossed—To House -----	340
HAs concurred in—passed—refer- red for enrollment -----	808
Enrolled—4th Reading -----	813
To Governor -----	827
Governor's approval -----	888

SB 108—By Allen.—An Act relating to applicators of pesticides to land or real property; * * * and declaring an emergency.

1st Reading -----	208
2nd Reading -----	211
CR -----	403
Considered, advanced, 3rd Reading, referred -----	420
Engrossed—To House -----	426
HAs read; concurred in—passed— referred for enrollment ---	1218; 1238

ML; Wd	1239; 1303
Enrolled—4th Reading	1368
To Governor	1368

Approved by Governor July 17, 1959.

SB 109—By Ritzhaupt.—An Act pertaining to opinions, rules and regulations of State agencies; requiring all rules or regulations adopted or promulgated by State agencies in order to administer a legislative Act, and certain opinions of the attorney general, to be filed with the Secretary of State, * * * and declaring an emergency.

1st Reading	208
2nd Reading	211
CR	391
Considered—Wd—Re-Ref	406
Stricken	1128

SB 110—By Tipps.—An Act pertaining to elections; prohibiting a person from being a candidate for public office who has been convicted of a felony; * * * and declaring an emergency.

1st Reading	210
2nd Reading	211
Stricken	1128

SB 111—By Shoemake and Allen.—An Act relating to boats and vessels; declaring State policy; * * * and declaring an emergency.

1st Reading	214
2nd Reading	222
CR	519
Considered; Re-ref	546; 554
CR	624
Considered, advanced, 3rd Reading, referred	646
Engrossed To House	653

SB 112—By Roads and Highways.—An Act relating to the Oklahoma State Highway Department; providing for a retirement and/or benefit system for employees of the Oklahoma State Highway Department and for their dependents and beneficiaries; * * * and declaring an emergency.

1st Reading	214
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2nd Reading	222
CR—Re-ref	307
Stricken	1128

SB 113—By Wilson (Beckham), Payne and Sandlin of the Senate, and Huser et al. of the House.—An Act relating to public officers; creating the Office of District Attorney in the State of Oklahoma * * *.

1st Reading	216
2nd Reading	222
Stricken	1128

SB 114—By Committee on Public Safety.—An Act relating to public safety; providing a highway safety code for the State of Oklahoma; * * * and declaring an emergency.

1st Reading	221
2nd Reading	228
Stricken	1128

SB 115—By Hope and Bailey.—An Act amending Title 20, Section 109, * * * and fixing the salaries of district superior, common pleas and industrial commission court reporters * * * and declaring an emergency.

1st Reading	222
2nd Reading	228
CR	391
Considered, advanced, 3rd Reading, referred	498
Engrossed—To House	523
HAs rejected—Conference requested—To GCCA	809
Conference granted—To GCCA ..	869

SB 116—By Breeden of the Senate and Richeson of the House.—An Act amending 75 O. S. 1951 § 12a; providing for the enrollment of engrossed bills and resolutions by the House in which same originated when same are returned by the other house without amendment; and declaring an emergency.

1st Reading	224
2nd Reading—To Calendar	228
Considered, advanced, 3rd Reading, referred	242
Engrossed—To House	256

Referred for enrollment	271
Enrolled—4th Reading	273
To Governor	286
Governor's approval	307

SB 117—By Land.—An Act pertaining to taxation; amending 68 O. S. 1951, * * * pertaining to exclusions from gross income for tax purposes; and declaring an emergency.

1st Reading	242
2nd Reading	254
Stricken	1128

SB 118—By Boecher, of the Senate and Priebe of the House.—An Act relating to schools; providing for duties and powers of County Superintendents of Schools with respect to school districts lying in more than one county; * * * and declaring an emergency.

1st Reading	250
2nd Reading	254
CR	287
Wd-Re-ref	367
CR	391
Considered, advanced, 3rd Reading, referred	401
Engrossed—To House	405
HAs read; concurred in—passed— referred for enrollment ___1193; 1198	
Enrolled—4th Reading	1226
To Governor	1235

Approved by Governor July 16, 1959.

SB 119—By Miskovsky.—An Act relating to the practice or profession of land surveying; * * * and declaring an emergency.

1st Reading	250
2nd Reading	254
CR	403
Considered, advanced, 3rd Reading, referred	418
Engrossed—To House	426
HAs read; concurred in—passed— referred for enrollment ___1218; 1241	
Enrolled—4th Reading	1318
To Governor	1337

Pocket Vetoed by Governor.

SB 120—By Breeden.—An Act relating to workmen's compensation; * * * and declaring an emergency.

1st Reading	254
2d Reading	259
CR	495
Considered, advanced, 3rd Reading, referred	519
Engrossed—To House	525
HAs read; concurred in—passed— referred for enrollment ___1185; 1198	
Enrolled—4th Reading	1251
To Governor	1273

Approved by Governor July 17, 1959.

SB 121—By Wilson (Beckham).—An Act pertaining to weights and measures; * * * and declaring an emergency.

1st Reading	254
2nd Reading	260
CR	297
Considered, advanced—3rd Reading, referred	302
Engrossed—To House	313
HAs read—concurred in—passed— referred for enrollment	1243
House requests return of bill ___	1300
Vote reconsidered by which passed —by which HAs concurred in— returned to House	1301
HAs read—concurred in—passed— referred for enrollment	1354
Enrolled—4th Reading	1368
To Governor	1368

Approved by Governor July 10, 1959.

SB 122—By Wilson (Beckham).—An Act pertaining to agriculture products; prohibiting the sale or advertising of agriculture products under certain conditions; * * * and declaring an emergency.

1st Reading	254
2nd Reading	260
CR	912
Stricken	1145

SB 123—By King.—An Act * * * providing and declaring the Act, contract, or attempted contract of any individual county commissioner, or commissioners.

when not acting as a board to be illegal and wholly void; * * * and declaring an emergency.

1st Reading	257
2nd Reading	260
CR	264
Considered, advanced, 3rd Reading	
—ML	271
Time extended under ML; failed	
.....	288; 318

SB 124—By McClendon.—An Act relating to county attorneys; providing county attorney authorized only one deputy or assistant may, with approval of board of county commissioners, perform duties of and receive compensation payable to such deputy or assistant; and declaring an emergency.

1st Reading	257
2nd Reading	260
Stricken	1128

SB 125—By Shoemaker, Wilson (Greer), Allen, Bailey, Baldwin, Berong, Boecher, Breeden, Carrier, Cartwright (Seminole), Collins, Cowden, Decus, Easterly, Field, Grantham, Hamilton, Harris, Herndon, Kerr, King, Land McClendon, McColgin, McSpadden, Mahan, Morford, Pazoureck, Pitcher, Sandlin, Tipps, Trent, Walker of the Senate and Langley of the House.—An Act relating to soil and water conservation; * * * and declaring an emergency.

1st Reading	257
2nd Reading—To Calendar	260
Wd—Re-ref	261
CR	269
Considered, advanced, 3rd Reading,	
referred	280
Engrossed—To House	297
HAS read	344
HAS adopted—passed—referred for	
for enrollment	355
Enrolled—4th Reading	369
To Governor	372
Governor's approval	399

SB 126—By Senate Committee on Education.—An Act relating to the Board

of Trustees of the Teachers' Retirement System of Oklahoma; * * * and declaring an emergency.

1st Reading	259
2nd Reading	265
CR	353
Considered, advanced, 3rd Reading,	
referred	368
Engrossed—To House	372
HA read; concurred in—passed—	
referred for enrollment	1225; 1238
Enrolled—4th Reading	1259
To Governor	1273
Approved by Governor July 10, 1959.	

SB 127—By Grantham, Pazoureck and Sandlin of the Senate and McCarty, Howe, Craig, Green and Watkins of the House.—An Act relative to health standards; declaring the legislative intent to be the establishment of minimum health standards for protection of industrial employees; * * * and declaring an emergency.

1st Reading	259
2nd Reading	265
CR	661
Considered, advanced, 3rd Reading,	
referred	683
Engrossed—To House	699

SB 128—By Miskovsky of the Senate and Andrews of the House.—An Act relating to commerce in the State of Oklahoma; relating to monopolies, unfair competition and unlawful discrimination; * * * and declaring an emergency.

1st Reading	261
2nd Reading	265
CR—Re-ref	575
Stricken	1128

SB 129—By Miskovsky.—An Act amending * * * 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 three hundred thousand (300,000) people; * * * and declaring an emergency.

1st Reading	264
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2nd Reading	269
CR	391
Considered, advanced, 3rd Reading, referred	417
Engrossed—To House	426
HAs read; concurred in—passed— referred for enrollment	1193; 1198
Enrolled—4th Reading	1217
To Governor	1231
Approved by Governor July 15, 1959.	

SB 130—By Committee on Education of the Senate; and Committee on Higher Education of the House.—An Act making appropriations for regional cooperation with other southern states in providing educational opportunities in the professional, technological, scientific, and other fields * * * severable; and declaring an emergency.

1st Reading	265
2nd Reading	269
CR—Re-ref	353
CR	387
Considered, advanced, 3rd Reading, referred	500
Engrossed—To House	523

SB 131—By Committee on Privileges and Elections.—An Act relating to elections; providing for the appointment of deputy registrars in cities or towns * * * and declaring an emergency.

1st Reading	265
2nd Reading	269
CR	273
Considered, advanced, 3rd Reading, referred	278
Engrossed—To House	289
HAs read—concurred in—passed— referred for enrollment	432
Enrolled—4th Reading	438
To Governor	460
Governor's approval	516

SB 132—By Committee on Privileges and Elections.—An Act relating to elections; defining the procedure for determining the date of events pertaining to elections occurring a certain number of days before or after an election; and declaring an emergency.

1st Reading	265
2nd Reading	269
CR	273
Considered, advanced, 3rd Reading, referred	277
Engrossed—To House	289
Referred for enrollment	432
Enrolled—4th Reading	438
To Governor	460
Governor's approval	516

SB 133—By Stipe and Hamilton of the Senate and McCarty et al. of the House.—An Act relating to wages; declaring it to be the public policy to pay wages prevailing in the area to workmen on public projects; * * * and declaring an emergency.

1st Reading	266
2nd Reading	269
CR	485
Considered, advanced, 3rd Reading, referred	758
ML	770
Engrossed—To House	825

SB 134—By Land.—An Act relating to tort insurance; * * * and declaring an emergency.

1st Reading	275
2nd Reading	287
Stricken	1128

SB 135—By Harris of the Senate and Privett of the House.—An Act pertaining to rest homes; nursing homes and related institutions; * * * and declaring an emergency.

1st Reading	275
2nd Reading	287
CR	485
Considered, advanced, 3rd Reading, referred	554
Engrossed—To House	560
Referred for enrollment	1106
Enrolled—4th Reading	1127
To Governor	1147
Approved by Governor July 16, 1959.	

SB 136—By Harris of the Senate and Privett of the House.—An Act relating to public safety of persons housed or

cared for in rest homes, nursing homes and related institutions * * * and declaring an emergency.

1st Reading -----	275
2nd Reading -----	287
CR -----	486
Considered, advanced, 3rd Reading, referred -----	926
Engrossed—To House -----	932

SB 137—By Hope and Bailey of the Senate and Ruby and Davis of the House.—An Act making appropriations to the mental health board; * * * and declaring an emergency.

1st Reading -----	276
2nd Reading -----	287
CR—Re-ref -----	361
CR -----	465
Considered, advanced, 3rd Reading, referred -----	499
Engrossed—To House -----	509
HA—rejected—conference requested—To GCCA -----	808
Conference granted—To GCCA --	869

SB 138—By Hope and Bailey of the Senate and Ruby and Davis of the House.—An Act making appropriations to the office of civil defense; * * * and declaring an emergency.

1st Reading -----	276
2nd Reading -----	287
CR—Re-ref -----	412
CR -----	465
Considered, advanced, 3rd Reading, referred -----	490
Engrossed—To House -----	497
HA read; rejected—Conference requested—To GCCA -----	864; 881
Conference granted—To GCCA --	928
CCR read—adopted -- passed—To House -----	1078
Referred for enrollment -----	1191
Enrolled—4th Reading -----	1217
To Governor -----	1231

Approved by Governor July 8, 1959.

SB 139—By Land and Miskovsky of the Senate and Johnston et al. of the House.—An Act relating to public recreation in all counties having a population

of one hundred thousand (100,000) or more * * * and declaring an emergency.

1st Reading -----	276
2nd Reading -----	287
Wd Re-ref -----	303
CR -----	336
Considered, advanced, 3rd Reading, referred -----	348
Engrossed—To House -----	353
HAs read -----	451
HAs concurred in—passed—referred for enrollment -----	457
Enrolled—4th Reading -----	466
To Governor -----	469
Governor's approval -----	516

SB 140—By Land and Miskovsky of the Senate and Johnston et al. of the House.—An Act authorizing counties having a population * * * to hold, own, or use for any lawful county purpose any real estate deeded to or held by such county for the purpose of county farms or poor farms, * * * laws; and declaring an emergency.

1st Reading -----	276
2nd Reading -----	287
CR -----	334
Considered, advanced, 3rd Reading, referred -----	349
Engrossed—To House -----	353
HAs concurred in—passed—referred for enrollment -----	457
Enrolled—4th Reading -----	466
To Governor -----	469
Governor's approval -----	516

SB 141—By Easterly of the Senate and Murrow and Larason of the House.—An Act making appropriations to the State Planning and Resources Board; and declaring an emergency.

1st Reading -----	276
2nd Reading -----	287
CR—Re-ref -----	476
CR -----	548
Considered, advanced, 3rd Reading, referred -----	594
Engrossed—To House -----	601

SB 142—By Breeden, Mahan, Land, Grantham, Collins, McSpadden, Pitcher,

Hall, Payne, Shoemake, Stipe, Sandlin, Fine, Wilson (Beckham), Hope, Bailey, Cartwright (Bryan), Carrier and Hamilton of the Senate and Hopkins et al, of the House.—An Act making an appropriation to the State Highway Commission for the construction and maintenance of roads; * * * and declaring an emergency.

1st Reading	276
2nd Reading	287
CR—Re-ref	322
CR	341
Considered, advanced, 3rd Reading, referred	349
Engrossed—To House	353
Referred for enrollment	451
Enrolled—4th Reading	458
To Governor	460
Governor's approval	516

SB 143—By Breeden, Stipe and McSpadden.—An Act providing for area planning and zoning in each county of this State containing a lake or portion thereof * * *.

1st Reading	284
2nd Reading	287
CR—Re-ref	497
CR	547
Considered, advanced, 3rd Reading, referred	647
Engrossed—To House	659

SB 144—By Hamilton, Sandlin, Dacus, McClendon, Boecher, Cartwright (Bryan), Field, McColgin and Stipe.—An Act relating to taxes; making tax liens superior to earlier liens and obligations; and declaring an emergency.

1st Reading	284
2nd Reading	287
CR	795
Stricken	1145

SB 145—By Field.—An Act relating to governmental subdivisions; amending Section 1, Chapter 1, Title 19, * * * which authorizes certain of such subdivisions to purchase liability insurance, by adding soil conservation districts to

subdivisions so authorized; and declaring an emergency.

1st Reading	299
2nd Reading	313
CR	425
Considered, advanced, 3rd Reading, referred	455
Engrossed—To House	466
Referred for enrollment	1106
Enrolled—4th Reading	1127
To Governor	1147
Approved by Governor July 16, 1959.	

SB 146—By Morford and Carrier, of the Senate and Reneau, of the House.—An Act making an appropriation of the State Training School for White Boys at Helena, Oklahoma; * * * and declaring an emergency.

1st Reading	299
2nd Reading	313
Stricken	1128

SB 147—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act relating to the Public Schools of Oklahoma; amending 70 O. S. 1951, * * * and declaring an emergency.

1st Reading	303
2nd Reading	313
Stricken	1128

SB 148—By Breeden, Morford and Carrier of the Senate and Dolezal of the House.—An Act relating to seed grain; * * * and declaring an emergency.

1st Reading	303
2nd Reading	313
CR	486
Considered, advanced, 3rd Reading, referred	493
Engrossed—To House	497
Referred for enrollment	1106
Enrolled—4th Reading	1127
To Governor	1147

Approved by Governor July 16, 1959.

SB 149—By Harris, McSpadden, Carrier, Dacus and Boecher.—An Act requiring investments of public funds in farm mortgages to be made for certain

purposes only; * * * and declaring an emergency.

1st Reading	303
2nd Reading	313
CR	403
Wd—Re-ref	461
Stricken	1128

SB 150—By Tipps and Miskovsky.—An Act relating to legal holidays; * * * and declaring an emergency.

1st Reading	304
2nd Reading	313
CR	476
Considered, advanced, 3rd Reading, referred	479
Engrossed—To House	495
Referred for enrollment	827
Enrolled—4th Reading	831
To Governor	839
Governor's approval	888

SB 151—By Stipe and Hall. An Act intended to accomplish the construction and completion of a comprehensive system of State interstate primary, urban and secondary highways * * * providing for an election throughout the State to determine if the people shall authorize. * * * highway construction notes of Two Hundred Million Dollars (\$200,000,-000.00) for such purpose * * *

1st Reading	304
2nd Reading	313
Stricken	1128

SB 152—By Sandlin.—An Act relating to workmen's compensation; prescribing amounts payable from employers and the special indemnity fund to physically impaired persons * * * and declaring an emergency.

1st Reading	313
2nd Reading	318
CR	353
Considered; Wd—Re-ref	401; 405
CR	747
Considered, advanced, 3rd Reading, referred	814
Engrossed—To House	831

SB 153—By Shoemake.—An Act re-

lating to the payment of State Income Taxes; providing for withholding of State Income Taxes and payment of the amounts so withheld; * * * and declaring an emergency.

1st Reading	313
2nd Reading	318
CR	425
Considered, advanced, 3rd Reading, referred	523
Engrossed—To House	530
HAs read; concurred in—passed—referred for enrollment	795; 895
Enrolled—4th Reading	929
ML; time extended; failed	930; 938; 977; 983; 1021
To House	1021
To Governor	1032
Governor's approval	1123

SB 154—By Wilson (Beckham) of the Senate, and Ogden, of the House.—An Act relating to general assistance, commodity distribution and emergency relief; * * * and declaring an emergency.

1st Reading	313
2nd Reading	318
Stricken	1128

SB 155—By Cobb and Cartwright (Bryan).—An Act relating to wildlife conservation; * * * and declaring an emergency.

1st Reading	318
2nd Reading	323
CR	556
Considered, advanced, 3rd Reading, referred	627
Engrossed—To House	636

SB 156—By Wilson (Beckham).—An Act relating to the payment of bounties for recently killed wolves, coyotes, bobcats and foxes; * * * and declaring an emergency.

1st Reading	318
2nd Reading	323
CR	476
Considered, advanced, 3rd Reading, referred	493
Engrossed—To House	497

SB 157 By Land.—An Act amending 68 O. S. 1951, * * * by adding a new subsection * * * providing for the exemption from intangible personal property taxation shares of stock in foreign corporations, companies * * * and declaring an emergency.

1st Reading	323
2nd Reading	332
CR	548
Considered—Re-ref	561
CR	575
Considered, advanced, 3rd Reading, referred	584
Engrossed—To House	592

SB 158—By Stipe of the Senate.—An Act relating to the reciprocal licensing of motor vehicles; * * * and declaring an emergency.

1st Reading	323
2nd Reading	332
Stricken	1128

SB 159—By Fine.—An Act relating to commercial feed; amending the Oklahoma agricultural code; * * * and declaring an emergency.

1st Reading	323
2nd Reading	332
CR	352
Considered, advanced, 3rd Reading, referred	416; 427
Engrossed—To House	438
Referred for enrollment	1106
Enrolled—4th Reading	1127
To Governor	1147

Approved by Governor July 16, 1959.

SB 160—By Baldwin and Shoemake.—An Act relating to marriages; * * * and declaring an emergency.

1st Reading	323
2nd Reading	332
CR	353
Considered, advanced, 3rd Reading, referred	396
Engrossed—To House	400
HAs read; concurred in—passed— referred for enrollment	929; 1009
Enrolled—4th Reading	1038

To Governor	1041
Governor's approval	1048

SB 161—By Wilson (Greer) of the Senate and Ham and Cox of the House.—An Act making an appropriation to the Pauls Valley State School; * * * and declaring an emergency.

1st Reading	323
2nd Reading	332
CR—Re-ref	485
CR	548
Considered, advanced, 3rd Reading, referred	573
Engrossed—To House	575

HA read—rejected—Conference re- quested—To GCCA	810
Conference granted—To GCCA	869
CCR read—adopted—passed—To House	1095
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Approved by Governor July 8, 1959.

SB 162—By Stipe, Wilson (Greer), Trent, Allen of the Senate and Gotcher et al. of the House.—An Act relating to penal and correctional institutions and programs; * * * creating the State Board of Corrections and the State Department of Corrections; * * * and declaring an emergency.

1st Reading	326
2nd Reading	332
Stricken	1128

SB 163—By Cobb, Collins, McClendon, Fine, Cowden, Walker, Hamilton, Trent and Hope of the Senate, and McCarty and Haworth of the House.—An Act making an appropriation to the State Board of Agriculture; * * * and declaring an emergency.

1st Reading	332
2nd Reading	341
CR—Re-ref	352
CR	423
Considered, advanced, 3rd Reading, referred	503
Engrossed—To House	523

HAs read — rejected — Conference requested—To GCCA951;958
 Conference granted—To GCCA .. 978

SB 164—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making an appropriation to the Oklahoma Adjutant General; * * * and declaring an emergency.

1st Reading 338
 2nd Reading 341
 CR—Re-ref 400
 CR 465
 Considered, advanced, 3rd Reading, referred 499
 Engrossed—To House 509
 HAs read; rejected — Conference requested—To GCCA980; 989
 Conference granted—To GCCA .. 997
 CCR adopted—passed—To House.. 1158
 Referred for enrollment 1197
 Enrolled—4th Reading 1226
 To Governor 1235
 Approved by Governor July 8, 1959.

SB 165—By Sandlin and Kerr.—An Act authorizing the state courts to grant declaratory judgments and decrees; prescribing the conditions thereof; and authorizing supplemental relief.

1st Reading 341
 2nd Reading 348
 Stricken 1128

SB 166—By Breeden, Wilson (Greer), and Field of the Senate, and Bower et al of the House.—An Act relating to accounts in the state treasury; * * * and declaring an emergency.

1st Reading 341
 2nd Reading 348
 CR 468
 Considered, advanced, 3rd Reading, referred 553
 Engrossed—To House 560
 Referred for enrollment 909
 Enrolled—4th Reading 929
 To Governor 932
 Governor's approval 971

SB 167—By Breeden, Wilson (Greer),

and Field of the Senate and Bower et al. of the House.—An Act relating to state treasury accounts; * * * and declaring an emergency.

1st Reading 342
 2nd Reading 348
 CR 468
 Considered, advanced, 3rd Reading, referred 480
 Engrossed—To House 495
 HAs read; concurred in—passed—referred for enrollment929; 1009
 Enrolled—4th Reading 1036
 To Governor 1039
 Governor's approval 1148

SB 168—By Shoemake.—An Act relating to the Consolidated Negro Institution at Taft; * * * and declaring an emergency.

1st Reading 342
 2nd Reading 348
 CR 451
 Considered, advanced, 3rd Reading, referred 504
 Engrossed—To House 509

SB 169—By Breeden.—An Act relating to the public schools of Oklahoma; * * * providing for transfer of school children desiring education in certain courses not offered in the districts in which they reside; and declaring an emergency.

1st Reading 342
 2nd Reading 348
 Stricken 1128

SB 170—By Wilson (Beckham) and Payne.—An Act relating to forestry; creating the Forestry Division of the State Department of Agriculture; * * * and making this Act effective as of July 1, 1959.

1st Reading 347
 2nd Reading 354
 CR 497
 Considered, advanced, 3rd Reading, referred 522
 Engrossed—To House 530
 HAs read; concurred in—passed—referred for enrollment1305; 1317

Enrolled—4th Reading	1368
To Governor	1368
Approved by Governor July 10, 1959.	

SB 171—By Herndon, Hamilton and McClendon.—An Act relating to State mineral properties; amending 74 O. S. 1951, § 360.2, which requires that income from mineral leases of State park, recreational and forestry lands be deposited in the General Fund of the State Treasury and declaring an emergency.

1st Reading	352
2nd Reading	354
CR	718
Considered, advanced, 3rd Reading, referred	876
Engrossed—To House	887
Referred for enrollment	1279
Enrolled—4th Reading	1319
To Governor	1337

Approved by Governor July 15, 1959.

SB 172—By Herndon, of the Senate, and Bond (Marshall) of the House.—An Act relating to agriculture; amending Section 1, * * * which prohibits certain uses of pesticides, by excepting chemicals injected into stumps or applied to cut-down trees.

1st Reading	352
2nd Reading	354
CR	709
Considered, advanced, 3rd Reading, referred	733
Engrossed—to House	737
Referred for enrollment	1283
Enrolled—4th Reading	1304
To Governor	1319

Approved by Governor July 15, 1959.

SB 173—By Hope and Bailey.—An Act making appropriations for the fiscal years ending June 30, 1960 and June 30, 1961 * * * for the purpose of promoting the extension of public library services to rural areas without such service or with inadequate services; making the appropriations non-fiscal; and declaring an emergency.

1st Reading	353
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2nd Reading	362
CR—Re-ref	425
CR	747
Considered, advanced, 3rd Reading, referred	839
Engrossed—To House	852
HA read; rejected—Conference re- quested—To GCCA	980; 989
Conference granted—To GCCA	997

SB 174—By Miskovsky, of the Senate and Andrews, of the House.—An Act relating to municipal courts; providing for the establishment of a municipal court in any city having a certain population, * * * and declaring an emergency.

1st Reading	359
2nd Reading	362
CR	835
Wd—Re-ref	850
Stricken	1128

SB 175—By Boecher and Field.—An Act authorizing Oklahoma Wildlife Conservation Commission to designate and direct members of the Board and/or officers or employees of the Department of Wildlife Conservation to attend wildlife conservation meetings or conventions inside or outside of the State; and declaring an emergency.

1st Reading	359
2nd Reading	362
CR	755
Considered, advanced, 3rd Reading, referred	847
Engrossed—To House	855
HA read; concurred in—passed— referred for enrollment	1257; 1263
Enrolled—4th Reading	1319
To Governor	1337

Approved by Governor July 17, 1959.

SB 176—By Bailey.—An Act relating to bailiffs; * * * by raising daily pay for bailiffs to Eight Dollars (\$8.00); providing for severability; and declaring an emergency.

1st Reading	360
2nd Reading	362
CR	511

Considered, advanced, 3rd Reading, referred	521
Engrossed—To House	530
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Approved by Governor July 15, 1959.

SB 177—By Wilson (Beckham) and Payne.—An Act relating to insurance; * * * providing for notice of delinquent premiums during grace period; providing for termination of policy or annuity; and declaring an emergency.

1st Reading	361
2nd Reading	373
CR	550
Considered, advanced, 3rd Reading, referred	594; 605
Engrossed—to House	609

SB 178—By Wilson (Beckham) and Payne.—An Act pertaining to motor service clubs; pertaining to licenses to sell service and revocation of license; * * * and declaring an emergency.

1st Reading	361
2nd Reading	373
CR	458
Considered, advanced, 3rd Reading, referred	470
Engrossed—To House	477
HAs read; concurred in—passed— referred for enrollment	1257; 1318
Enrolled—4th Reading	1368
To Governor	1368

Approved by Governor July 17, 1959.

SB 179—By Miskovsky.—An Act relating to the listing and assessment of taxable real property and taxable tangible personal property; * * * and declaring an emergency.

1st Reading	368
2nd Reading	373
Stricken	1128

SB 180—By Trent.—An Act relating to the public schools of Oklahoma; dealing with school residence and education of children in State institutions and the

payment of State aid; * * * and declaring an emergency.

1st Reading	369
2nd Reading	373
CR	425
Wd—Re-ref	506
CR	666
Considered, advanced, 3rd Reading, referred	726; 872
Engrossed—To House	887
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Approved by Governor July 17, 1959.

SB 181—By Pazoureck of the Senate, and Watkins of the House.—An Act relating to the public schools of Oklahoma; providing certain school districts maintaining school outside district during school year 1958-59 because of destruction of school building shall be deemed to have maintained school within district for purposes of State aid, * * * and declaring an emergency.

1st Reading	372
2nd Reading	378
CR	390
Considered, advanced, 3rd Reading, referred	406
Engrossed—To House	412
Referred for enrollment	688
Enrolled—4th Reading	689
To Governor	703
Governor's approval	750

SB 182—By Cartwright (Seminole), and Harris.—An Act relating to the State Highway Commission and the Department of Highways; * * * directing the establishment of a merit system within the Department and providing tenure for employees on the basis of merit and fitness without regard to political influence and affiliation; * * * and declaring an emergency.

1st Reading	372
2nd Reading	378
CR	747
Considered, advanced, 3rd Reading, referred	916
Engrossed—To House	932

SB 183—By Insurance Committee.—
An Act relating to the investment of
funds of domestic insurance companies;
* * * and declaring an emergency.

1st Reading	373
2nd Reading	378
CR	458
Considered, advanced, 3rd Reading, referred	461
Engrossed To House	466
Referred for enrollment	490
Enrolled—4th Reading	497
To Governor	516
Governor's approval	556

SB 184—By Stipe.—An Act relating
to jurors; amending 28 O. S. 1951 § 28,
as amended, * * * and declaring an
emergency.

1st Reading	377
2nd Reading	391
CR	862
Considered, advanced, 3rd Reading, referred	1139
Engrossed—To House	1187

SB 185—By Hamilton.—An Act relat-
ing to boards of education of indepen-
dent school districts in which cities are
located; * * * making residential re-
strictions and requirements of members
of boards of education and regulating
candidacies for election thereas; and de-
claring an emergency.

1st Reading	378
2nd Reading	391
CR	624
Considered, advanced, 3rd Reading, referred	663
Engrossed—To House	671

SB 186—By Hamilton.—An Act relat-
ing to payment of state aid to school
districts; providing for payment of state
aid for qualified tradesmen and tech-
nicians * * * and declaring an emer-
gency.

1st Reading	378
2nd Reading	391
CR	624

Considered, advanced, 3rd Reading, referred	664
Engrossed—To House	671

SB 187—By Berrong.—An Act re-
lating to purchase of state motor ve-
hicles; requiring trade in or exchange
in certain instances; * * * declaring an
emergency.

1st Reading	378
2nd Reading	391
CR	451
Wd—Re-ref	862
Stricken	1128

SB 188—By Tipps.—An Act to pro-
vide, in the event of attack upon the
United States, for the continuity of the
legislative functions of the Government
of the State; * * * and declaring an
emergency.

1st Reading	387
2nd Reading	391
Stricken	1128

SB 189—By Hamilton.—An Act relat-
ing to hunting; amending 29 O. S. 1951
§ 305, as amended, which relates to the
hunting season on quail, by extending
quail season; * * * and declaring an
emergency.

1st Reading	391
2nd Reading	401
CR	476
Considered, advanced, 3rd Reading, referred	501
Engrossed—To House	509

SB 190—By Herndon.—An Act relat-
ing to State Public Welfare Agencies;
amending Section 3, Chapter 2a, Title
56, Page 455, Oklahoma Session Laws
1957 (56 O. S. Supp. 1957, § 26.15),
which provides for contracts by the pub-
lic Welfare Commission for the receipt
and distribution of certain food, clothing
and other items of value; * * * and
declaring an emergency.

1st Reading	392
2nd Reading	401
Stricken	1128

SB 191—By Wilson (Greer) of the Senate and Hurst of the House.—An Act relating to county officers; amending Sections 1 and 2, Chapter 10a, Title 19, Page 158, Oklahoma Session Laws 1955 * * * by authorizing hired private transportation when the same is more economical; and declaring an emergency.

1st Reading	392
2nd Reading	401
CR	468
Considered, advanced, 3rd Reading, referred	482
Engrossed—To House	495
Referred for enrollment	1106
Enrolled—4th Reading	1127
To Governor	1147

Pocket Vetoed by Governor.

SB 192—By Miskovsky.—An Act relating to the construction and remodeling of school buildings; fixing and providing for minimum standards to be met * * * and declaring an emergency.

1st Reading	397
2nd Reading	401
Stricken	1128

SB 193—By Mahan, Boecher and Field.—An Act amending Title 17, Section 131 (c), Oklahoma Statutes, and further providing for furnishing of telephone service in areas not filed on or being served by any telephone exchange; * * * and declaring an emergency.

1st Reading	397
2nd Reading	401
CR	718
Considered, advanced, 3rd Reading, referred	751
Engrossed—To House	767
Referred for enrollment	954
Enrolled—4th Reading	971
To Governor	986
Governor's Approval	1015

SB 194—By Berrong, Miskovsky, Kerr, Boecher, Carrier, and Grantham.—An Act relating to public welfare funds; prohibiting solicitation of such

funds under certain promises; * * * and declaring an emergency.

1st Reading	401
2nd Reading	405
Stricken	1128

SB 195—By Hope of the Senate and Nichols of the House.—An Act making an appropriation to the small watersheds flood control fund; and declaring an emergency.

1st Reading	403
2nd Reading	405
CR—Re-ref	519
CR [Cartwright (Sem.) principal author]	649
Considered, advanced, 3rd Reading, referred	682
Engrossed—To House	689
HAs read; rejected—Conference re- quested—To GCCA	980; 989
Conference granted—To GCCA ..	997

SB 196—By Tipps.—An Act to provide, in the event of attack upon the United States, for the continuity of the executive and judicial functions of the government of the state * * * and declaring an emergency.

1st Reading	403
2nd Reading	405
Stricken	1128

SB 197—By Hamilton.—An Act relating to annexations of territory to school districts; * * * requiring written consent of boards of education of districts to which territory is annexed * * * and declaring an emergency.

1st Reading	403
2nd Reading	405
CR	425
Considered—Re-ref	464
CR	702
Considered, advanced, 3rd Reading, referred	1106
Engrossed—To House	1127

SB 198—By Miskovsky.—An Act relating to county employees; providing that the board of county commissioners of any county in the State of Oklahoma

having a population * * * is authorized to provide for a retirement fund and system for any or all county employees; * * * and declaring an emergency.

1st Reading	403
2nd Reading	405
CR	468
Considered, advanced, 3rd Reading, referred	520
Engrossed—To House	530

SB 199—By Allen and Stipe.—An Act relating to the State Industrial Commission; changing the name of said commission to the State Industrial Court; * * * and declaring an emergency.

1st Reading	405
2nd Reading	413
CR	511
Considered, advanced, 3rd Reading, referred	520
Engrossed—To House	530
Referred for enrollment	909
Enrolled—4th Reading	929
To Governor	932
Governor's approval	971

SB 200—By Harris, Wilson (Greer), Cartwright (Bryan) and Morford.—An Act relating to state employees; amending the "State Salary Administration Act of 1957," * * * and declaring an emergency.

1st Reading	407
2nd Reading	413
CR—Re-ref	438
CR	709
Special Order	770
Considered, advanced, 3rd Reading, referred	772
Engrossed—To House	794

SB 201—By Field.—An Act relating to insurance; authorizing State Departments, * * * to procure and maintain group insurance policies for their officers and employees, and their families; * * * and declaring an emergency.

1st Reading	412
2nd Reading	426

CR	458
Considered, advanced, 3rd Reading, referred	463
Engrossed—To House	468

SB 202—By Stipe.—An Act relating to the practice of chiropractic; * * * based on administration or; and declaring an emergency.

1st Reading	413
2nd Reading	426
Stricken	1128

SB 203—By Bailey.—An Act relating to educational institutions; authorizing the Board of Regents of the University of Oklahoma to lease certain lands of the University to the Oklahoma National Guard, * * * and declaring an emergency.

1st Reading	413
2nd Reading	426
CR	451
Considered, advanced, 3rd Reading, referred	464
Engrossed—To House	468
Referred for enrollment	502
Enrolled—4th Reading	509
To Governor	516
Governor's approval	556

SB 204—By Bailey.—An Act relating to education; * * * authorizing the sale and execution of oil and gas leases on institutional airport properties; * * * and declaring an emergency.

1st Reading	413
2nd Reading	426
CR	451
Considered, advanced, 3rd Reading, referred	483; 510
Engrossed—To House	523

SB 205—By Hope and Bailey of the Senate, and Ruby and Davis of the House.—An Act making appropriations to the State Election Board for the purpose of paying the expenses of any special election; * * * and declaring an emergency.

1st Reading	422
2nd Reading	426

CR	438	Considered, advanced, 3rd Reading, referred	541
Considered, advanced, 3rd Reading, referred	487	Engrossed—To House	543
Engrossed—To House	497	HAs concurred in—passed—refer- red for enrollment	808
Referred for enrollment	615	Enrolled—4th Reading	823
Enrolled—4th Reading	618	To Governor	827
To Governor	621	Governor's approval	888
Governor's approval	650		
SB 206 —By Mahan.—An Act relating to workmen's compensation; * * * and declaring an emergency.			
1st Reading	422		
2nd Reading	426		
CR	609		
Considered, advanced, 3rd Reading, referred	793		
ML; failed	798; 846		
Engrossed—To House	846		
SB 207 —By Hope, Bailey, Ritzhaupt and Hamilton of the Senate and Ruby and Davis of the House.—An Act making an appropriation to the State Board of vocational education; * * * and declaring an emergency.			
1st Reading	422		
2nd Reading	426		
CR—Re-ref	560		
CR	581		
Considered, advanced, 3rd Reading, referred	595		
Engrossed—To House	601		
HA rejected, conference requested —To GCCA	809		
Conference granted—To GCCA	869		
CCR adopted—passed—To House	1151		
Referred for enrollment	1197		
Enrolled—4th Reading	1226		
To Governor	1235		
Approved by Governor July 8, 1959.			
SB 208 —By Hope.—An Act relating to special mobilized machinery, * * * substituting a limit of 650 pounds per inch of width of tire per wheel for certain special mobilized machinery; * * * and declaring an emergency.			
1st Reading	422		
2nd Reading	426		
CR	509		
SB 209 —By Morford and Grantham of the Senate and Levergood, et al. of the House.—An Act providing for the simplification of land titles; providing that any person having an unbroken chain of titles of record to any interest in land for thirty-one (31) years shall at the end of such period be deemed to have a marketable record title * * *.			
1st Reading	423		
2nd Reading	426		
Stricken	1128		
SB 210 —By Bailey.—An Act relating to education; amending 70 O. S. 1951 § 2071 and 2072; providing for building construction by State Colleges and Universities, and the issuance of bonds therefor, * * * and declaring an emergency.			
1st Reading	426		
2nd Reading	440		
CR—Re-ref	624		
CR	653		
Considered, advanced, 3rd Reading, referred	687; 691		
Engrossed—To House	709		
HA read—concurred in—passed— referred for enrollment	1258; 1264		
Enrolled—4th Reading	1319		
To Governor	1337		
Pocket Vetoed by Governor.			
SB 211 —By Hope.—An Act relating to centralized state purchasing in Oklahoma; * * * and declaring an emergency.			
1st Reading	434		
2nd Reading	440		
CR—Re-ref	601		
CR	659		
Considered, advanced, 3rd Reading	704; 741		

ML; Wd-referred	745; 758
Engrossed—To House	771
HAS read; rejected—Conference requested	1000; 1173
Vote reconsidered by which HAS rejected and conference requested	1180
HAS concurred in—passed—referred for enrollment	1194
ML; Tabled	1195; 1358
Enrolled—4th Reading	1358
To Governor	1368
Approved by Governor July 8, 1959.	

SB 212—By Shoemake, Tipps, McSpadden, Pitcher.—An Act relating to Civil Defense; * * * and declaring an emergency.

1st Reading	435
2nd Reading	440
CR	659
Considered, advanced, 3rd Reading, referred	703; 723
Engrossed—To House	737
Referred for enrollment	1283
Enrolled—4th Reading	1286
To Governor	1306

Approved by Governor July 16, 1959.

SB 213—By Shoemake and Hamilton.—An Act relating to education; requiring Boards of Education of School Districts maintaining high schools to require high school pupils to complete course of study and instruction in safe driving and operation of motor vehicles; * * * and declaring an emergency.

1st Reading	435
2nd Reading	440
CR	666
Considered, advanced, 3rd Reading, referred	798
Engrossed—To House	813

SB 214—By Hope, Hamilton and McClendon of the Senate, and Ruby, et al. of the House.—An Act relating to the public schools of Oklahoma; making appropriations to the State Board of Education; * * * and declaring an emergency.

1st Reading	436
2nd Reading	440
CR—Re-ref	560
CR	581
Considered, advanced, 3rd Reading, referred	624
Engrossed—To House	636
HAS read; rejected—Conference requested—To GCCA	980; 989
Conference granted—To GCCA	997
CCR adopted—passed—to House	1153
Referred for enrollment	1197
Enrolled—4th Reading	1217
To Governor	1231
Approved by Governor July 8, 1959.	

SB 215—By Pitcher.—An Act relating to elections; * * * establishing time limits for the three (3) continuous mandatory hours during which the secretary of the county election board or his deputies shall be available for registrations, transfers and reinstatements; and declaring an emergency.

1st Reading	436
2nd Reading	440
Stricken	1128

SB 216—By Trent, Herndon, McClendon, McSpadden and Harris of the Senate and Inman and Cooksey of the House.—An Act relating to highways; authorizing the State Highway Department, under certain conditions, to use machinery and equipment * * * and declaring an emergency.

1st Reading	439
2nd Reading	454
CR	556
Considered, advanced, 3rd Reading, referred	571
Engrossed—To House	575
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Pocket Vetoed by Governor.

SB 217—By Trent and Herndon of the Senate and Cooksey and Inman of the House.—An Act pertaining to training schools; providing that superintendents

of training schools in the State of Oklahoma shall possess certain qualifications; * * * and declaring an emergency.

1st Reading	439
2nd Reading	454
Stricken	1128

SB 218—By Trent of the Senate and Cooksey of the House.—An Act relating to sale or lease of certain real property, building and structures owned by the state; * * * and declaring an emergency.

1st Reading	440
2nd Reading	454
CR	495
Considered, advanced, 3rd Reading, referred	498
Engrossed—To House	509
HAs read; concurred in—passed— referred for enrollment	1258; 1265
Enrolled—4th Reading	1319
To Governor	1337

Approved by Governor July 16, 1959.

SB 219—By Sandlin and King.—An Act relating to county commissioners; providing for the marking of road machinery, equipment, automobiles and trucks; * * * and declaring an emergency.

1st Reading	451
2nd Reading	454
CR	468
Considered, advanced, 3rd Reading, referred	555
Engrossed—To House	560
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Approved by Governor July 15, 1959.

SB 220—By Field.—An Act relating to professions; amending 59 O. S. 1951, Section 498, as amended, which provides for discretionary admission of licensed doctors from other states to the practice of medicine in this state without examination * * * and declaring an emergency.

1st Reading	456
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2nd Reading	459
CR	486
Considered, advanced, 3rd Reading, referred	492
Engrossed—To House	497
HAs concurred in—passed—refer- red for enrollment	807
Enrolled—4th Reading	823
To Governor	827
Governor's Approval	888

SB 221—By Berrong of the Senate and Bullard of the House.—An Act relating to fiscal affairs; providing for line item appropriations; * * * and declaring an emergency.

1st Reading	456
2nd Reading	459
CR	601
Considered, advanced, 3rd Reading, referred	613
Engrossed—To House	624

SB 222—By Cobb, Fine and McClen-
don.—An Act repealing Article 5, Title 2, Oklahoma Session Laws 1957; and declaring an emergency.

1st Reading	459
2nd Reading	469
Stricken	1128

SB 223—By Easterly.—An Act amending §§ 1769.1 and 1769.2 of Title 70, Oklahoma Statutes 1951 as amended by Title 70, Chapter 43, broadening the purpose for which bonds may be issued; * * * and declaring an emergency.

1st Reading	459
2nd Reading	469
CR	556
Considered, advanced, 3rd Reading, referred	570
Engrossed—To House	575
HAs read; concurred in—passed— referred for enrollment	1258; 1263
Enrolled—4th Reading	1319
To Governor	1337
Pocket Vetoed by Governor.	

SB 224—By Ritzhaupt.—An Act relating to registration; * * * providing that the County Election Board Secretary

shall notify the State Election Board Secretary as to the number of eligible voters registered, by party, in each precinct, within fifteen (15) days after the end of each calendar year; and declaring an emergency.

1st Reading	465
2nd Reading	469
CR	485
Considered, advanced, 3rd Reading, referred	491
Engrossed—To House	495
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Approved by Governor July 16, 1959.

SB 225—By Breeden.—An Act relating to county sheriffs; authorizing investigations by sheriff out of county when requested by county attorney * * * and declaring an emergency.

1st Reading	465
2nd Reading	469
CR	591
Considered, advanced, 3rd Reading, referred	602
Engrossed—To House	609
HA read; concurred in—passed—referred for enrollment	1219; 1243
Enrolled—4th Reading	1259
To Governor	1273

Approved by Governor July 10, 1959.

SB 226—By Miskovsky of the Senate and Andrews of the House.—An Act establishing a "court docket fund" in counties having a population in excess of two hundred thousand (200,000) for * * * and declaring an emergency.

1st Reading	465
2nd Reading	469
CR	550
Considered, advanced, 3rd Reading	226
ML; adopted	612; 623
Vote reconsidered by which advanced — Considered, advanced, 3rd Reading	623

SB 227—By Wilson (Beckham).—An Act relating to insurance; providing

that no new limited stock life, accident and health insurers shall be organized in this State after the effective date of this Act; and declaring an emergency.

1st Reading	465
2nd Reading	469
CR	519
Considered, advanced, 3rd Reading, referred	528
Engrossed—To House	531

SB 228—By Collins of the Senate and Allard and Sparks of the House.—An Act making an appropriation to the State Board of Education to continue program of education by television; * * * and declaring an emergency

1st Reading	469
2nd Reading	478
CR—Re-ref	550
CR	581
Considered, advanced, 3rd Reading, referred	596
Engrossed—To House	601
HA read; rejected—Conference requested—To GCCA	981; 989
Conference granted—To GCCA	997

SB 229—By Payne.—An Act relating to taxation; defining terms; requiring the chemical coloring of tax exempt motor vehicle fuel; * * *.

1st Reading	469
2nd Reading	478
CR	548
Considered, advanced	561
Wd—Re-ref	649
Stricken	1128

SB 230—By Hamilton, Morford, Fine, King, Tipps, McClendon and Cobb.—An Act making appropriations to the Water Resources Board; * * * and declaring an emergency.

1st Reading	469
2nd Reading	478
CR—Re-ref	581
CR	636
Considered, advanced, 3rd Reading, referred	642

Engrossed—To House	653
HAS read; rejected—Conference re-	
quired—To GCCA	981; 989
Conference granted—To GCCA	997

SB 231—By Sandlin.—An Act relating to public funds and property; requiring the State Examiner and Inspector to investigate prosecution of offenses disclosed by audit of books, records and accounts of public officers; * * * declaring an emergency.

1st Reading	469
2nd Reading	478
CR	556
Considered, advanced, 3rd Reading,	
referred	572
Engrossed—To House	575
Referred for enrollment	1304
Enrolled—4th Reading	1318
To Governor	1337

Approved by Governor July 15, 1959.

SB 232—By Ritzhaupt.—An Act relating to taxation; amending 68 O. S. 1951, § 34, which provides for homestead exemption, by changing such exemption from One Thousand Dollars * * * and declaring an emergency.

1st Reading	476
2nd Reading	478
CR	575
Considered, advanced, 3rd Reading	847

SB 233—By Ritzhaupt.—An Act relating to old age assistance; amending 56 O. S. 1951, § 165, * * * by providing that the assistance of any recipient of old age assistance shall be increased by the amount of taxes paid by such recipient on his Homestead; * * * and declaring an emergency.

1st Reading	476
2nd Reading	478
CR	575
Stricken	848

SB 234—By Tipps and Mahan.—An Act relating to public officials; amending 51 O. S. 1951, § 93 * * * to authorize suspension from office during appeal

from trial court; * * * and declaring an emergency.

1st Reading	476
2nd Reading	478
CR	575

Considered, advanced, 3rd Reading, referred

594	
Engrossed—To House	601
HA read; concurred in—passed—	
referred for enrollment	1219; 1242
Enrolled—4th Reading	1259
To Governor	1273

Approved by Governor July 15, 1959.

SB 235—By Miskovsky.—An Act amending Subsection 4 of Section 1251f, Title 68, O. S. 1951; providing for the dispensing with the use of sales tax tokens; * * * and declaring an emergency.

1st Reading	476
2nd Reading	478
Stricken	1128

SB 236—By Miskovsky of the Senate and Andrews of the House.—An Act relating to ring and prize fights * * *; and declaring an emergency.

1st Reading	476
2nd Reading	478
CR	709

Considered, advanced, 3rd Reading, referred

786	
Engrossed—To House	795
Referred for enrollment	1283
Enrolled—4th Reading	1286
To Governor	1306

Approved by Governor July 17, 1959.

SB 237—By Pitcher and Tipps of the Senate and Sparkman and Wilkerson of the House.—An Act relating to the sale and transportation of minnows; * * * and declaring an emergency.

1st Reading	478
2nd Reading	487
CR	609

Considered, advanced, 3rd Reading, referred

625	
Engrossed—To House	636
Referred for enrollment	1209

Enrolled—4th Reading 1226
 To Governor 1235

Approved by Governor July 16, 1959.

SB 238—By Miskovsky of the Senate and Andrews of the House.—An Act relating to athletic exhibitions; creating a State Athletic Commission and fixing its membership, * * * and declaring an emergency.

1st Reading 482
 2nd Reading 487
 Stricken 1128

SB 239—By Breeden of the Senate.—An Act relating to the purchasing of commodities and or equipment requisitioned through the State Board of Public Affairs * * * and declaring an emergency.

1st Reading 482
 2nd Reading 487
 CR 556
 Considered, advanced, 3rd Reading, referred 579
 Engrossed—To House 583

SB 240—By Miskovsky.—An Act relating to grand juries; providing that grand juries shall not be ordered or convened within thirty days prior to elections; and declaring an emergency.

1st Reading 482
 2nd Reading 487
 CR 811
 Stricken 1145

SB 241—By Senate Committee on Municipal Government.—An Act relating to "vehicles" and "motor vehicles," as those terms are defined in the Oklahoma "Motor Vehicle License and Registration Act" * * * and declaring an emergency.

1st Reading 494
 2nd Reading 498
 Stricken 1128

SB 242—By Senate Committee on Municipal Government.—An Act relating to the apportionment and use of license fees, taxes and penalties collected or

received by the Oklahoma Tax Commission * * * and declaring an emergency.

1st Reading 494
 2nd Reading 498
 CR 767
 Wd-Re-ref 862
 Stricken 1128

SB 243—By Wilson (Beckham).—An Act relating to accountancy; amending Title 59, O. S. 1951, Section 10; and declaring an emergency.

1st Reading 494
 2nd Reading 498
 CR 519
 Considered, advanced, 3rd Reading, referred 542
 Engrossed—To House 543
 Referred for enrollment 946
 Enrolled—4th Reading 970
 To Governor 972
 Governor's approval 1015

SB 244—By Easterly, Payne and Wilson (Beckham).—An Act relating to the disposition of unclaimed property, providing the conditions under which property shall be presumed abandoned; * * *.

1st Reading 497
 2nd Reading 509
 CR 661
 Wd—Re-ref 880
 Stricken 1128

SB 245—By Baldwin, Allen, Hope, Grantham, Collins and Bailey of the Senate, and Bond (Stephens) of the House.—An Act relating to professions and occupations; declaring the legislative policy; * * *.

1st Reading 507
 2nd Reading 509
 CR 624
 Considered, advanced, 3rd Reading, referred 687
 Engrossed—To House 689

SB 246—By Morford.—An Act relating to taxation; amending 68 O. S. 1951 * * * by repealing the portion thereof which provides a "short-form" estimate table; * * * and declaring an emergency.

1st Reading ----- 507
 2nd Reading ----- 509
 CR ----- 767
 Considered, advanced, 3rd Reading,
 referred ----- 846; 906
 Engrossed—To House ----- 929
 HAS read; concurred in—passed—
 referred for enrollment ----1219; 1243
 Enrolled—4th Reading ----- 1334
 To Governor -----1348
 Approved by Governor July 16, 1959.

SB 247—By Allen, Kerr, Field, Cobb and Stipe.—An Act relating to attorneys; prohibiting solicitation by attorneys, fee-splitting, information to attorneys by medical personnel for solicitation purposes, * * * and declaring an emergency.

1st Reading ----- 507
 2nd Reading ----- 509
 CR ----- 699
 Considered, advanced, 3rd Reading,
 referred ----- 896
 Engrossed—To House ----- 929

SB 248—By Miskovsky.—An Act relating to voting machines; * * * and declaring an emergency.

1st Reading ----- 508
 2nd Reading ----- 509
 Stricken ----- 1128

SB 249—By Insurance Committee.—An Act relating to workmens compensation; * * * by defining "partners" as "employers" for certain compensation coverage purposes; * * * and declaring an emergency.

1st Reading ----- 519
 2nd Reading ----- 526
 CR ----- 636
 Considered, advanced, 3rd Reading,
 referred ----- 647
 Engrossed—To House ----- 653
 HA read; concurred in—passed—
 referred for enrollment ----1185; 1196
 Enrolled—4th Reading ----- 1217
 To Governor ----- 1231

Approved by Governor July 15, 1959.

SB 250—By Field of the Senate and

Andrews of the House.—An Act relating to elections; providing that notifications and declarations of candidacy be accompanied by a petition of voters or by a deposit to be returned to candidate if candidate is unopposed or receives ten per cent (10%) of the votes cast, * * * and declaring an emergency.

1st Reading ----- 523
 2nd Reading ----- 526
 CR ----- 560
 Considered, advanced, 3rd Reading,
 referred ----- 571
 Engrossed To House ----- 575
 HAS concurred in—passed—refer-
 red for enrollment ----- 1357
 Enrolled—4th Reading ----- 1362
 To Governor ----- 1368
 Approved by Governor July 15, 1959.

SB 251—By Bailey of the Senate and Poynor of the House.—An Act making an appropriation to the Oklahoma State Regents for Higher Education; stating the purpose thereof as providing funds to match a foundation grant for construction of a continuing education center at the University of Oklahoma; * * * and declaring an emergency.

1st Reading ----- 524
 2nd Reading ----- 526
 CR—Re-ref ----- 624
 CR ----- 636
 Stricken ----- 843

SB 252—By Bailey of the Senate and Shoemake and Ozmun of the House.—An Act relating to roads and highways; declaring legislative policy; defining terms; regulating the erection and maintenance of signs in the vicinity of certain highways; * * * and declaring an emergency.

1st Reading ----- 529
 2nd Reading ----- 532
 Stricken ----- 1128

SB 253—By Miskovsky.—An Act relating to criminal procedure; * * * regulating suspensions of judgments and sentences in criminal cases; and declaring an emergency.

1st Reading -----	529
2nd Reading -----	532
CR -----	811
Stricken -----	1145

SB 254—By Stipe—An Act relating to civil procedure; providing for attorney's fees in certain suits concerning the breach of written contracts; and declaring an emergency.

1st Reading -----	530
2nd Reading -----	532
Stricken -----	1128

SB 255—By Easterly—An Act relating to crimes and punishments; * * * providing certain powers of the Oklahoma Literature Commission and exempting certain publications from the obscene literature statutes by restricting definitions of obscene literature; * * * and declaring an emergency.

1st Reading -----	543
2nd Reading -----	550
CR -----	606
Considered, advanced, 3rd Reading, referred -----	711
Engrossed—To House -----	721

SB 256—By Mahan.—An Act relating to liens and lien instruments; * * * and declaring an emergency.

1st Reading -----	548
2nd Reading -----	550
CR -----	811
Stricken; Vote reconsidered	1145; 1184

SB 257—By Sandlin and King.—An Act relating to county roads; providing for the appointment, powers and duties of a county engineer for each county; * * * and declaring an emergency.

1st Reading -----	548
2nd Reading -----	550
CR -----	591
Wd-Re-ref -----	605
Stricken -----	1128

SB 258—By Tipps of the Senate and Dyer of the House—An Act relating to State Officers and Employees; * * * and declaring an emergency.

1st Reading -----	548
2nd Reading -----	550
CR -----	589
Considered, advanced, 3rd Reading, referred -----	592
Engrossed To House -----	601

SB 259—By Shoemake of the Senate and Cole of the House—An Act relating to oil and gas, regulating the above ground storage of flammable liquids for retail sale to the public; * * * and declaring an emergency.

1st Reading -----	548
2nd Reading -----	550
CR -----	676
Considered, advanced, 3rd Reading, referred -----	1020
Engrossed—To House -----	1037
Referred for enrollment -----	1318
Enrolled—4th Reading -----	1349
To Governor -----	1350
Approved by Governor July 17, 1959.	

SB 260—By Bailey of the House and Poyner and Wolf of the Senate—An Act relating to statutes and reports; amending 75 O. S. 1951, § 14, * * * by increasing the number of copies furnished to the university college of law; and declaring an emergency.

1st Reading -----	550
2nd Reading -----	560
CR -----	624
Considered, advanced, 3rd Reading, referred -----	630
Engrossed—To House -----	651
Referred for enrollment -----	1304
Enrolled—4th Reading -----	1318
To Governor -----	1337
Approved by Governor July 15, 1959.	

SB 261—By Ritzhaupt—An Act relating to taxation; apportioning to cities and towns five per cent (5%) of the revenue from gasoline, special fuel and gross production taxes; * * * and declaring an emergency.

1st Reading -----	560
2nd Reading -----	569
Stricken -----	1129

SB 262—By Trent.—An Act relating to hunting and fishing; * * * providing that certain persons shall not be required to purchase or hold a license to hunt or fish in this state, * * *

1st Reading	562
2nd Reading	569
Stricken	1129

SB 263—By Miskovsky.—An Act relating to unfair sales of cigarette and tobacco products; * * * and declaring an emergency.

1st Reading	569
2nd Reading	576
CR	749
Stricken	1145

SB 264—By Allen of the Senate and Davis et al of the House—An Act relating to education; amending 70 O. S. 1951 § 2071 and 2072; * * * by broadening the class of structures for which bonds may be issued; and declaring an emergency.

1st Reading	569
2nd Reading	576
CR-Re-ref	624
CR	653
Considered, advanced, 3rd Reading, referred	662
Vote reconsidered by which passed and advanced	667
Considered, advanced, 3rd Reading, referred	667
Engrossed—To House	679
HA read; concurred in—passed—referred for enrollment	1258; 1262
Enrolled—4th Reading	1319
To Governor	1337
Pocket Vetoed by Governor.	

SB 265—By Bailey of the Senate and Poyner and Wolf of the House—An Act relating to food and drugs; * * * and declaring an emergency.

1st Reading	569
2nd Reading	576
CR	661
Considered, advanced, 3rd Reading, referred	684

Engrossed—To House	689
Referred for enrollment	1283
Enrolled—4th Reading	1286
To Governor	1306

Approved by Governor July 15, 1959.

SB 266—By Trent and McClendon—An Act relating to the common schools; * * * providing for increase in earnings of commissioners of the Land Office * * * to be used for school lunches at lower cost to pupils; and declaring an emergency.

1st Reading	569
2nd Reading	576
CR	600
Considered, advanced, 3rd Reading, referred	665
Engrossed—To House	671

SB 267—By Morford of the Senate—An Act amending Title 68 O. S. 1951 Section 34 by adding a provision for the exemption of Homestead exemptions for school levy in all school districts receiving state equalization aid; and declaring an emergency.

1st Reading	574
2nd Reading	576
Stricken	1129

SB 268—By Baldwin—An Act relating to liquefied petroleum gas; * * * and declaring an emergency.

1st Reading	574
2nd Reading	576
CR	676
Considered, advanced, 3rd Reading, referred	687
Engrossed—To House	699

SB 269—By Shoemake of the Senate and Ruby, et al of the House—An Act relating to parks and recreational areas; making an appropriation to Greenleaf State park * * * and declaring an emergency.

1st Reading	574
2nd Reading	576
CR-Re-ref	718
Stricken	1129

SB 270—By Field—An Act relating to motor vehicles; * * * substituting a limit of six hundred fifty pounds per inch of width of tire, * * * and declaring an emergency.

1st Reading	576
2nd Reading	584
CR	641
Considered, advanced, 3rd Reading, referred	739
Engrossed To House	749
HAS read; concurred in—passed— referred for enrollment	1258; 1262
Enrolled—4th Reading	1319
To Governor	1337
Approved by Governor July 15, 1959.	

SB 271—By Senate Committee on Insurance—An Act relating to insurance which would give minority stockholders of domestic casualty and fire insurance companies the right to demand cumulative voting in certain instances; and declaring an emergency.

1st Reading	576
2nd Reading	584
Stricken	1129

SB 272—By Ritzhaupt—An Act repealing 10 O. S. 1951, § 359, relating to location of orphan home in Logan county; and declaring an emergency.

1st Reading	583
2nd Reading	591
CR	661
Considered, advanced, 3rd Reading, referred	680
Engrossed To House	689
Referred for enrollment	1283
Enrolled—4th Reading	1286
To Governor	1306
Approved by Governor July 15,	

SB 273—By Shoemake of the Senate and Ruby of the House—An Act relating to state institutions; appropriating two million dollars (\$2,000,000.00) for the construction of a hospital for mentally retarded children near Muskogee, Oklahoma; * * * and declaring an emergency.

1st Reading	583
2nd Reading	591
Wd-Re-ref	605
CR	624
Considered, advanced, 3rd Reading, referred	643
Engrossed To House	653
HA rejected—Conference request- ed To GCCA	809
Conference granted To GCCA	869
CCR read-adopted-passed To House	1177
CCR rejected—further conference requested—HCs instructed	1211
Further Conference granted	1211
CCR read-adopted-passed to House	1337
Referred for enrollment	1349
Enrolled—4th Reading	1368
To Governor	1368
Approved by Governor July 8, 1959.	

SB 274—By Hope and Bailey of the Senate, and Ruby and Davis of the House—An Act making appropriations to the Oklahoma Alcoholic Beverage Control Board; * * * and declaring an emergency.

1st Reading	583
2nd Reading	591
CR	659
Considered; Re-ref	683; 773
CR	997
Considered, advanced, 3rd Reading, referred	1006
ML; Wd	1008; 1043
Engrossed To House	1045
HAS read—rejected—Conference requested to GCCA	1225
Conference granted To GCCA	1244
CCR read—adopted—passed to House	1279
Referred for enrollment	1306
Enrolled—4th Reading	1319
To Governor	1337
Approved by Governor July 8, 1959.	

SB 275—By Bailey of the Senate and Poyner and Wolf of the House—An Act making an appropriation to the State Board of Education; providing that such

appropriation shall be used to establish and maintain a special education class at the Central State Griffin Memorial Hospital; * * * and declaring an emergency.

1st Reading -----	589
2nd Reading -----	591
CR—Re-ref -----	624
CR -----	636
Considered, advanced, 3rd Reading, referred -----	641
Engrossed — To House -----	653
HAs read; rejected — Conference requested — To GCCA -----	981; 989
Conference granted — To GCCA --	997

SB 276—By Baldwin, of the Senate and Arrington, of the House—An Act relating to oil and gas; defining terms; providing for the use and ownership of facilities for disposing of the deleterious waste products * * * and declaring an emergency.

1st Reading -----	589
2nd Reading -----	591
Stricken -----	1129

SB 277—By Grantham of the Senate and Green, et al of the House—An Act to make the possession, sale or distribution of live or unattenuated virulent hog cholera virus unlawful in Oklahoma. * * *

1st Reading -----	589
2nd Reading -----	591
Wd—Re-ref -----	610
CR -----	709
Considered, advanced, 3rd Reading, referred -----	751
Engrossed — To House -----	767

SB 278—By Field, Morford and Easterly of the Senate and Etling, et al of the House—An Act relating to the Planning and Resources Board, making an appropriation; * * * and declaring an emergency.

1st Reading -----	601
2nd Reading -----	609
CR—Re-ref -----	659
Stricken -----	1129

SB 279—By Committee on Education—An Act relating to the teachers savings fund of the Oklahoma Teachers' Retirement System; * * * and declaring an emergency.

1st Reading -----	601
2nd Reading -----	609
CR -----	653
Considered, advanced 3rd Reading, referred -----	872
Engrossed—To House -----	909
Referred for enrollment -----	1318
Enrolled—4th Reading -----	1349
To Governor -----	1350
Pocket Vetoed by Governor.	

SB 280—By Cartwright (Bryan) and Harris—An Act relating to roads and highways; providing a short title; declaring the purpose; transferring county roads, and the responsibility therefor, and county real and personal property used in the construction, maintenance, repair and improvement of such roads to State Highway Commission and providing for compensation therefor; * * * and declaring an emergency.

1st Reading -----	601
2nd Reading -----	609
CR—Re-ref -----	676
CR -----	756
Stricken -----	760

SB 281—By Boecher—An Act relating to agriculture; defining terms; providing for licensing and regulation of the treatment of timber and timber products; * * * and declaring an emergency.

1st Reading -----	602
2nd Reading -----	609
CR -----	676
Considered, advanced, 3rd Reading, referred -----	890
Engrossed—To House -----	912

SB 282—By Miskovsky—An Act enabling any city or town in Oklahoma located principally in a county having a population in excess of three hundred and twenty-five thousand (325,000), * *

* to enact, through its council or legislative body, local laws imposing and levying in any such city or town any tax for revenue purposes; * * * and declaring an emergency.

1st Reading	606
2nd Reading	609
CR	659
Considered, advanced, 3rd Reading, referred	894
Engrossed—To House	912
HAs read; concurred in—passed—referred for enrollment ..	1252; 1266
Enrolled—4th Reading	1319
To Governor	1337
Approved by Governor July 15, 1959.	

SB 283—By Shoemake of the Senate and Larason of the House—An Act relating to the Department of Public Safety; * * * and declaring an emergency.

1st Reading	615
2nd Reading	620
Stricken	1129

SB 284—By Sandlin, Cartwright (Seminole), Shoemake, Mahan, Kerr and Collins—An Act relating to civil liabilities and litigation; providing that releases shall only release the parties intended to be released by the releasor; * * * and declaring an emergency.

1st Reading	627
2nd Reading	629
CR	747
Considered, advanced, 3rd Reading	792
ML; Wd	793; 810
Engrossed—To House	811

SB 285—By Tipps—An Act relating to county officers; creating the office of county inspector and providing for the manner of appointment of that officer; * * * and declaring an emergency.

1st Reading	636
2nd Reading	641
CR	688
Considered, advanced, 3rd Reading	715
ML; adopted	716; 724
Vote reconsidered by which advanced	724

Wd—Re-ref	746
CR	756
Considered, advanced, 3rd Reading, referred	773
Engrossed—To House	784

SB 286—By Field—An Act relating to schools; amending 70 O. S. 1951, § 1-14, * * * by allowing free transfer of pupils whose parents maintain more than one (1) residence; and declaring an emergency.

1st Reading	636
2nd Reading	641
CR	702
Considered, advanced, 3rd Reading, referred	732
Engrossed—To House	737

SB 287—By Easterly—An Act making an appropriation to the Oklahoma State Legislature; * * * and declaring an emergency.

1st Reading	641
2nd Reading	654
CR	666
Considered, advanced, 3rd Reading, referred	683
Engrossed—To House	689
HAs rejected—Conference requested—To GCCA	988
Conference granted—To GCCA ..	997
CCR read—adopted—passed—to House	1081
Referred for enrollment	1191
Enrolled—4th Reading	1226
To Governor	1235
Approved by Governor July 8, 1959.	

SB 288—By Shoemake—An Act relating to State parks, lakes and recreation areas; * * * requiring performance bonds from all persons bidding on contracts or leases, involving State parks, lakes or recreation areas; * * * and declaring an emergency.

1st Reading	641
2nd Reading	654
CR	718
Considered, advanced, 3rd Reading, referred	739; 777

Engrossed—To House	795
Referred for enrollment	1283
Enrolled—4th Reading	1286
To Governor	1306
Approved by Governor July 15, 1959.	

SB 289—By Pitcher and Hall—An Act relating to agriculture; providing for the establishment of a Disaster Contingency Fund to be operated and maintained by the State Department of Agriculture; * * * and declaring an emergency.

1st Reading	649
2nd Reading	654
CR	709
Considered—Re-ref	732
Stricken	1145

SB 290—By Miskovsky—An Act pertaining to licensing of coin operated music or amusement devices; * * * and declaring an emergency.

1st Reading	649
2nd Reading	654
CR	702
Considered, advanced, 3rd Reading, referred	740
Engrossed—To House	749
HAs read; concurred in—passed— referred for enrollment	1259; 1265
Enrolled—4th Reading	1319
To Governor	1337
Approved by Governor July 15, 1959.	

SB 291—By Land—An Act relating to state institutions; appropriating Two Million Dollars (\$2,000,000.00) for the construction of a hospital for mentally retarded children at or near Tulsa, Oklahoma; * * * and declaring an emergency.

1st Reading	654
2nd Reading	661
CR	679
Considered, advanced, 3rd Reading, referred	690
Engrossed—To House	699

SB 292—By Shoemaker, Kerr and King.—An Act relating to crimes and punishments; amending 21 O. S. 1951.

§ 1788, which fixes the penalty for "joy-riding," * * * and declaring an emergency.

1st Reading	657
2nd Reading	661
CR	811
Stricken	1145

SB 293—By Miskovsky—An Act relating to the Department of Public Safety; providing for the term of suspension or revocation of driver's licenses; * * * and declaring an emergency.

1st Reading	657
2nd Reading	661
Stricken	1129

SB 294—By Shoemaker — An Act * * * 22.2 (e), as amended by Senate Bill 105, 26th Session of the Oklahoma Legislature; relating to the apportionment of funds from the registration and licensing of motor vehicles; * * * and declaring an emergency.

1st Reading	657
2nd Reading	661
CR	767
Stricken	1145

SB 295—By Shoemaker of the Senate and Haworth and Ruby of the House—An Act relating to county officers; * * * by raising such mileage allowance from six cents (6c) per mile to ten cents (10c) per mile; * * * and declaring an emergency.

1st Reading	657
2nd Reading	661
CR	688
Considered, advanced, 3rd Reading, referred	733
Engrossed—To House	737
HA read; concurred in—passed— referred for enrollment	1259; 1297
Enrolled—4th Reading	1319
To Governor	1337
Approved by Governor July 15, 1959.	

SB 296—By Grantham of the Senate and Howe, et al of the House—An Act relating to education; * * * relating to

the issuance of bonds for Northern Oklahoma Junior College, * * * and declaring an emergency.

1st Reading	666
2nd Reading	672
CR	702
Considered, advanced, 3rd Reading, referred	731
Engrossed—To House	737
HA read—concurring in—passed—referred for enrollment	1256
Enrolled—4th Reading	1318
To Governor	1337
Pocket Vetoed by Governor.	

SB 297—By Miskovsky—An Act relating to county boards of equalization and county excise boards; * * * and declaring an emergency.

1st Reading	666
2nd Reading	672
CR	783
Considered—Stricken	810

SB 298—By Payne, Field, Walker, Hamilton, Breeden and McColgin of the Senate and Spear, et al of the House—An Act relating to contractors of public works in the State of Oklahoma; creating "The State Licensing Board for Public Contractors" * * * and declaring an emergency.

1st Reading	671
2nd Reading	679
CR	702
Considered, advanced, 3rd Reading, referred	732; 788
Engrossed—To House	811
HA read—concurring in—passed—referred for enrollment	1319
Enrolled—4th Reading	1368
To Governor	1368
Pocket Vetoed by Governor.	

SB 299—By Trent of the Senate and Inman and Cooksey of the House—An Act relating to state institutions; authorizing the State Board of Affairs to use income derived from state honor farm lands and commercial activities of that institution * * *

1st Reading	672
2nd Reading	679
CR	709
Considered, advanced, 3rd Reading, referred	793
Engrossed—To House	797
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Approved by Governor July 17, 1959.

SB 300—By Miskovsky—An Act relating to radio and television broadcasting stations; * * * and declaring an emergency.

1st Reading	672
2nd Reading	679
CR	811
Stricken	1051

SB 301—By Mahan, Payne and Boecher—An Act making it the duty of the members of the Corporation Commission of Oklahoma to bring down to date an annotated compilation of oil and gas laws of the State of Oklahoma * * * and declaring an emergency.

1st Reading	676
2nd Reading	679
CR	755
Considered, advanced, 3rd Reading, referred	878
Engrossed—To House	887
HAs read; concurring in—passed—referred for enrollment	1259; 1264
Enrolled—4th Reading	1319
To Governor	1337

Approved by Governor July 15, 1959.

SB 302—By Miskovsky—An Act relating to taxation in certain counties apportioning one-half ($\frac{1}{2}$) mill of the constitutional fifteen (15) mill levy for a reappraisal and reassessment program; * * * and declaring an emergency.

1st Reading	676
2nd Reading	680
CR	756
Stricken	1145

SB 303—By Shoemaker—An Act relating to county officers; * * * increasing such salary of County Investigator to Five Thousand Four Hundred Dollars (\$5,400.00) a year; and declaring an emergency.

1st Reading	679
2nd Reading	690
CR	813
Considered, advanced, 3rd Reading, referred	889; 892
ML; time extended—908; 938; 977; 983	
Engrossed—To House	1062
Referred for enrollment	1318
Enrolled—4th Reading	1349
To Governor	1350

Pocket Vetoed by Governor.

SB 304—By Committee on Insurance—An Act pertaining to insurance; * * * permitting agents appointed by title insurance companies to countersign policies of title insurance or certificates of title; and declaring an emergency.

1st Reading	679
2nd Reading	690
Stricken	1129

SB 305—By Cowden—An Act relating to State lands; * * * and declaring an emergency.

1st Reading	690
2nd Reading	703
CR	795
Stricken	1145

SB 306—By Payne—An Act relating to labor relations; * * * and declaring an emergency.

1st Reading	690
2nd Reading	703
Stricken	1129

SB 307—By Hall—An Act relating to public health and safety; providing a short title; * * * providing for establishment of hospital units for alcoholics, out-patient clinics for alcoholics, other alcoholic treatment facilities, and an alcoholic research program; * * * and declaring an emergency.

1st Reading	690
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2nd Reading	703
CR—Re-ref	747
Stricken	1129

SB 308—By Cartwright (Bryan) and Harris—An Act relating to county roads; providing for the appointment, powers and duties of a county road supervisor for each county; * * * and declaring an emergency.

1st Reading	699
2nd Reading	703
CR	767
Considered, advanced, 3rd Reading	828
ML	852

SB 309—By Pitcher and Hall—An Act making an appropriation to the State Board of Agriculture for the purpose of establishing a “disaster contingency fund”; * * * and declaring an emergency.

1st Reading	699
2nd Reading	703
CR—Re-ref	912
Stricken	1129

SB 310—By Berrong, of the Senate and Richardson and Clark, of the House—An Act relating to public officials; requiring sworn statements to be made on claims submitted for payment for materials, supplies, * * * and declaring an emergency.

1st Reading	702
2nd Reading	711
CR	811

Considered, advanced, 3rd Reading,
referred

Engrossed—To House	926
Referred for enrollment	939
Enrolled—4th Reading	1278
To Governor	1319
Stricken	1337

Pocket Vetoed by Governor.

SB 311—By Hamilton, McClendon and Trent—An Act relating to the payment of State aid; * * * and declaring an emergency.

1st Reading	705
2nd Reading	711

CR ----- 756
Stricken ----- 1145

SB 312—By Trent, McClendon, Cartwright (Bryan), Fine, Pitcher, Ritzhaupt, Stipe and Wilson (Greer) of the Senate and Ham, et al of the House—An Act creating a body corporate and politic to be known as the Oklahoma Office Building Authority; * * * and declaring an emergency.

1st Reading ----- 705
2nd Reading ----- 711
CR ----- 747
Considered, advanced, 3rd Reading, referred ----- 781
Engrossed—To House ----- 795
HAS read; consideration deferred; concurred in — passed; referred for enrollment ----- 958; 1008; 1027
Enrolled—4th Reading ----- 1038
To Governor ----- 1041
Governor's approval ----- 1148

SB 313—By Trent of the Senate and Inman, and Cooksey of the House—An Act relating to state institutions; making appropriations to State Board of Affairs for enlargement and repair of vocational education facilities, * * * and declaring an emergency.

1st Reading ----- 706
2nd Reading ----- 711
Wd Re-ref ----- 712
CR ----- 756
Considered, advanced, 3rd Reading, referred ----- 803
Engrossed To House ----- 813
HA read; rejected — Conference requested — To GCCA -- 981; 989
Conference granted—To GCCA -- 997
CCR adopted—passed—to House 1171
Referred for enrollment ----- 1197
Enrolled—4th Reading ----- 1217
To Governor ----- 1231

Approved by Governor July 8, 1959.

SB 314—By Miskovsky of the Senate and Andrews of the House—An Act relating to registration of electors in counties of more than three hundred

twenty-five thousand (325,000), * * * abolishing precinct registrars and providing for registrars at large; * * * and declaring an emergency.

1st Reading ----- 706
2nd Reading ----- 711
CR ----- 835
Considered, advanced, 3rd Reading, referred ----- 879
Engrossed—To House ----- 887
Referred for enrollment ----- 1191
Enrolled—4th Reading ----- 1191
To Governor ----- 1194
Governor's approval ----- 1235

SB 315 — By Senate Committee on Privileges and Elections—An Act relating to elections; providing secretaries of county election boards be appointed by the Secretary of the State Election Board; * * * and declaring an emergency.

1st Reading ----- 718
2nd Reading ----- 723
CR ----- 735
Considered, advanced, 3rd Reading, referred ----- 740
Engrossed To House ----- 747

SB 316—By Allen, Wilson (Greer), Cobb, Morford, Berrong and Dacus — An Act relating to public purchases; defining terms; providing that the State Board of Public Affairs shall enter into contracts or agreements with suppliers for the supplying of articles to state and county agencies; * * * and declaring an emergency.

1st Reading ----- 719
2nd Reading ----- 723
CR—Re-Ref ----- 737
CR ----- 756
Considered, advanced, 3rd Reading, referred ----- 870
Engrossed—To House ----- 909

SB 317— By Miskovsky, Ritzhaupt, Mahan, Collins, Cobb, Fine, Stipe, Boecher, McSpadden, Walker, Dacus, Berrong and Allen—An Act relating to the State Highway Commission; * * * pro-

hibiting removal of members of State Highway Commission except for cause and providing for hearings and appeals; and declaring an emergency.

1st Reading	719
2nd Reading	723
Stricken	1129

SB 318—By Payne of the Senate and Cole and Richeson of the House—An Act * * * requiring notification and hearing before the Corporation Commission and approval by the Corporation Commission before any oil or gas pipeline may be abandoned or before any existing carrying rates may be changed; and declaring an emergency.

1st Reading	721
2nd Reading	737
Stricken	1129

SB 319—By Miskovsky—An Act relating to elections; pertaining to compensation of election officials; * * * and declaring an emergency.

1st Reading	721
2nd Reading	737
Stricken	1129

SB 320—By Miskovsky of the Senate and Andrews of the House—An Act relating to malt beverages; creating Oklahoma Malt Beverage Control Board; * * * and declaring an emergency.

1st Reading	721
2nd Reading	738
Stricken	1129

SB 321—By Morford of the Senate and Skaggs of the House—An Act making it unlawful for any person previously convicted of a felony to carry certain firearms on, or about his person, or in an automobile; * * * and declaring an emergency.

1st Reading	735
2nd Reading	738
CR	811
Considered, advanced, 3rd Reading, referred	875
Engrossed—To House	909
Referred for enrollment	1318

Enrolled—4th Reading	1349
To Governor	1350
Approved by Governor July 15, 1959.	

SB 322—By Insurance Committee—An Act relating to insurance; * * * to provide that agents or solicitor's license shall not be issued, * * * when used or intended to be used principally for the purpose of procuring insurance in a general merchandising store of a foreign corporation; and declaring an emergency.

1st Reading	737
2nd Reading	750
CR	862
Stricken	1145

SB 323—By Morford of the Senate and Bower of the House—An Act relating to the public schools of Oklahoma; * * * providing for minimum of teachers in isolated school districts; * * * and declaring an emergency.

1st Reading	746
2nd Reading	750
CR	797
Considered, advanced, 3rd Reading, referred	928
Engrossed—To House	932
Referred for Enrollment	1318
Enrolled—4th Reading	1349
To Governor	1350
Approved by Governor July 16, 1959.	

SB 324—By Cartwright (Seminole)—An Act creating the Joint Committee of the budget within the State legislative council; * * * and declaring an emergency.

1st Reading	746
2nd Reading	750
CR	852
Considered, advanced, 3rd Reading, referred	897
Engrossed—To House	912

SB 325—By Fine, Hamilton, Cobb, Bailey, Collins, Trent, Wilson (Greer)—An Act relating to taxation; * * * relating respectively to rates of and ex-

emptions from state income tax, * * * and declaring an emergency.

1st Reading	746
2nd Reading	750
Stricken	1129

SB 326 — By Cowden, Miskovsky, Stipe, Dacus, and Boecher—An Act relating to county commissioners, and county roads; providing for the appointment, powers and duties of a county road supervisor for each county; * * * and declaring an emergency.

1st Reading	749
2nd Reading	757
CR	821
Considered, advanced, 3rd Reading, referred	857
Engrossed—To House	867

SB 327—By Tipps— An Act * * * relating to the acquisition of sites, purchase, erection, repair, remodeling, equipping and furnishing of county courthouses and jails; * * * and declaring an emergency.

1st Reading	772
2nd Reading	784
CR	814
Considered, advanced, 3rd Reading, referred	894
Engrossed—To House	912
Referred for enrollment	1279
Enrolled—4th Reading	1319
To Governor	1337

Approved by Governor July 15, 1959.

SB 328—By Baldwin of the Senate and Arrington of the House—An Act relating to the conservation of oil and gas; * * * and declaring an emergency.

1st Reading	772
2nd Reading	784
CR	821
Considered, advanced, 3rd Reading, referred	827
Engrossed—To House	828
Referred for enrollment	1283
Enrolled—4th Reading	1318
To Governor	1337

Approved by Governor July 15, 1959.

SB 329—By Grantham of the Senate and Craig, et al of the House—An Act relating to motor vehicles; prohibiting the operation of certain motor vehicles upon highways without effective mufflers; * * * and declaring an emergency.

1st Reading	782
2nd Reading	784
CR	1076

SB 330—By Pitcher—An Act relating to state institutions; making appropriations to the State Board of Affairs for the operation of Whitaker State Orphans Home for the next biennium; * * * and declaring an emergency.

1st Reading	782
2nd Reading	784
CR	821
Considered, advanced, 3rd Reading, referred	843
Engrossed—To House	852

SB 331—By Sandlin—An Act relating to judges; * * * relating to compensation of supernumerary judges, * * * and declaring an emergency.

1st Reading	782
2nd Reading	784
CR	862
Considered, advanced, 3rd Reading, referred	1179
ML; failed	1180; 1201
Engrossed—To House	1201

SB 332—By Stipe—An Act relating to state owned motor vehicles; * * * by authorizing the purchase of one (1) station wagon for the State Penitentiary at McAlester; * * * and declaring an emergency.

1st Reading	782
2nd Reading	784
Stricken	1129

SB 333 — By Walker and Bailey.—An Act relating to the equalization and uniformity of assessment of real property subject to local assessment for ad valorem taxation; * * * and declaring an emergency.

1st Reading	794
2nd Reading	797
CR	814

SB 334—By Grantham of the Senate and Green, et al of the House—An Act relating to rules and regulations of state agencies; requiring state agencies, including boards, commissions, departments or offices of the State of Oklahoma, to file copies of their rules and regulations with the Secretary of State and with the librarian; * * *

1st Reading	812
2nd Reading	814
CR	1062

SB 335—By Field of the Senate and Andrews of the House—An Act relating to elections; * * * relating to the compensation of the Secretary and the other members of the county election board and the compensation of the judge and clerk of the precinct election board; * * * and declaring an emergency.

1st Reading	812
2nd Reading	814
Stricken	1129

SB 336—By Land—An Act relating to county electrical codes; * * * and declaring an emergency.

1st Reading	825
2nd Reading	837
CR	912
Stricken	1145

SB 337—By King—An Act relating to elections, * * * providing that absentee ballots may be obtained only through the United States mail, * * * and declaring an emergency.

1st Reading	834
2nd Reading	837
CR	852
Considered, advanced, 3rd Reading, referred	882
Engrossed—To House	887

SB 338 — By Sandlin, Cartwright (Seminole), Pazoureck and Stipe An

Act relating to workmen's compensation; * * * by specifying that only prerequisite is that claimant sustained an injury covered by workmen's compensation Act; * * * and declaring an emergency.

1st Reading	834
2nd Reading	837
CR	862
Considered, advanced, 3rd Reading, referred	883
Engrossed—To House	887

SB 339—By Miskovsky—An Act relating to the office of County Superintendent of Schools; * * * creating office of County Superintendent of schools in certain counties and fixing manner of filling office and abolishing such office in other counties * * * and declaring an emergency.

1st Reading	834
2nd Reading	837
CR	931
Wd—Re-ref	955
Stricken	1129

SB 340—By Miskovsky—An Act relating to justices of the peace; providing that justices of the peace shall have jurisdiction in civil cases where the amount involved does not exceed Five Hundred Dollars (\$500.00) * * * and declaring an emergency.

1st Reading	835
2nd Reading	837
CR	862
Stricken	1145

SB 341—By Shoemake—An Act relating to county officers; * * * providing for salaries of county attorneys, assistants, and investigators in certain counties, by authorizing ten cents (10c) per mile reimbursement for official travel; * * * and declaring an emergency.

1st Reading	835
2nd Reading	837
CR	931
Considered, advanced, 3rd Reading, referred	1143
Engrossed—To House	1187

SB 342—By Sandlin and King—An Act * * * relating to lease or rental agreements between the Governing boards of counties, cities and towns, school district boards and boards of education and lessors of road machinery and equipment, * * * and declaring an emergency.

1st Reading	835
2nd Reading	837
CR	931
Stricken	1145

SB 343—By Grantham of the Senate and Levergood of the House—An Act relating to jurisdiction of the Oklahoma County District Court; * * * and declaring an emergency.

1st Reading	848
2nd Reading	855
CR	1037
Stricken	1145

SB 344—By Miskovsky—An Act relating to the salaries of the court reporters for district courts in judicial districts having a population * * * and declaring an emergency.

1st Reading	848
2nd Reading	855
CR	912
Considered, advanced, 3rd Reading, referred	1033
Engrossed—To House	1037
Referred for enrollment	1318
Enrolled—4th Reading	1349
To Governor	1350

Approved by Governor July 16, 1959.

SB 345 — By Senate Committee on Criminal Jurisprudence—An Act * * * relating to indecent exposures, obscene writings, pictures, and sound recordings; * * * and declaring an emergency.

1st Reading	862
2nd Reading	867
CR	951
Considered, advanced, 3rd Reading, referred	1133
Engrossed—To House	1187

SB 346—By Stipe—An Act relating to domestic animals; requiring the owners thereof to restrain the same from running at large * * * and declaring an emergency.

1st Reading	862
2nd Reading	867
Stricken	1129

SB 347—By Stipe—An Act relating to turnpikes; * * * authorizinz a turnpike running north on a route East of Madill, Oklahoma, and an exchange thereon near McAlester, Oklahoma, if justified by survey; * * * and declaring an emergency.

1st Reading	885
2nd Reading	888
Stricken	1129

SB 348—By Miskovsky—An Act relating to the public schools of Oklahoma; providing for the reorganization of school districts; * * *

1st Reading	887
2nd Reading	912
Stricken	1129

SB 349—By Sandlin of the Senate and Avey of the House—An Act relating to state institutions; * * * stating purpose as the purchase, conversion and installation of hot water tanks and boilers at Boley school; * * * and declaring an emergency.

1st Reading	909
2nd Reading	912
CR	951
Stricken	1145

SB 350—By Harris, Cartwright (Bryan) and Miskovsky—An Act relating to turnpikes; providing for the apportionment of the motor fuels excise taxes on motor fuels consumed on the Oklahoma Turnpikes to the Oklahoma Turnpike Authority to be placed in a trust fund * * * and declaring an emergency.

1st Reading	909
2nd Reading	912
Stricken	1129

SB 351—By Baldwin, Trent, McClen-
don, Fine, Cowden, Ritzhaupt, Sandlin,
Dacus, Berrong, Merford, Bailey, Breed-
en, Cartwright (Seminole), Tipps, Kerr,
Field, King, McColgin, Cartwright (Bry-
an), Hamilton, Hall, Hope and Boecher
—An Act relating to county officers;
* * * by classifying county commission-
ers from "class C" to "class A"; * * *
and declaring an emergency.

1st Reading ----- 909
2nd Reading—To Calendar ----- 912
Considered, advanced, 3rd Reading,
referred ----- 1022
Engrossed—To House ----- 1037

SB 352 — By Miskovsky, Cobb and
Sandlin—An Act relating to conserva-
tion of oil and gas; pertaining to well
spacing and well spacing units; * * *
and declaring an emergency.

1st Reading ----- 909
2nd Reading ----- 912
Stricken ----- 1129

SB 353—By Land—An Act relating
to juvenile judges; * * * fixing com-
pensation of juvenile judges in certain
counties; and declaring an emergency.

1st Reading ----- 912
2nd Reading ----- 931
CR ----- 1037
Considered, advanced, 3rd Reading,
referred ----- 1140
Engrossed—To House ----- 1187

SB 354—By Land—An Act relating
to taxation; amending * * * by increas-
ing medical expense deduction; * * *
and declaring an emergency.

1st Reading ----- 930
2nd Reading ----- 931
CR ----- 953
Considered, advanced, 3rd Reading,
referred ----- 1010
ML; Wd ----- 1013; 1038
Engrossed—To House ----- 1039

SB 355—By Collins—An Act relating
to game and fish; amending * * * and
declaring an emergency.

1st Reading ----- 939
2nd Reading ----- 944
CR ----- 1013

SB 356—By Field—An Act relating to
insurance; * * * by exempting group
plans and policies for personnel of edu-
cational institutions from premium
taxes; * * * and declaring an emer-
gency.

1st Reading ----- 951
2nd Reading ----- 953
Stricken ----- 1129

SB 357—By Land—An Act relating to
animals; authorizing the Board of Coun-
ty Commissioners in certain counties to:
Regulate and control dogs running at
large; * * * and declaring an emer-
gency.

1st Reading ----- 981
2nd Reading ----- 988
CR ----- 1013
Considered, advanced, 3rd Reading,
referred ----- 1021
Engrossed—To House ----- 1037
Referred for enrollment ----- 1318
Enrolled—4th Reading ----- 1349
To Governor ----- 1350

Approved by Governor July 15, 1959.

SB 358—By Ritzhaupt of the Senate
and Rogers of the House—An Act relat-
ing to insurance; * * * by prohibiting
coerced life or disability insurance in
connection with loans, * * * and de-
claring an emergency.

1st Reading ----- 988
2nd Reading ----- 1005
CR ----- 1037
Considered, advanced, 3rd Reading,
referred ----- 1136
Engrossed—To House ----- 1187

SB 359—By Cartwright (Bryan) of
the Senate, and Vandiver of the House
—An Act relating to roads and high-
ways; * * * by adding Federal Aid
Primary roads to class of roads for
which certain funds unused by counties
may be expended; * * * and declaring
an emergency.

1st Reading -----	997	ing to cities and towns; authorizing
2nd Reading -----	1005	municipalities without confinement fa-
CR -----	1036	ilities to contract therefor with coun-
Considered, advanced, 3rd Reading,		ties in which they are located; providing
referred -----	1051	for severability; and declaring an emer-
Engrossed--To House -----	1062	gency.
SB 360 --By Hall of the Senate and		1st Reading -----
Sparkman of the House--An Act relat-		2nd Reading -----
		1127
		1132

PART II

SENATE JOINT RESOLUTIONS

(Titles in full shown on page numbers
opposite "1st Readings".)

SJR 1—By Wilson (Beckham), Payne of the Senate; and Lollar, et al of the House.—A Joint Resolution directing the Secretary of State to refer to the people, * * * a proposed amendment * * * repealing Article 1, Section 7, of the Constitution of the State of Oklahoma; and adding thereto a new article to be known as Article XXVII; providing for the creation of the Oklahoma Alcoholic Beverage Control Board; * * * providing for the calling of an election on the question of County Option; and ordering a Special Election.

1st Reading	11
2nd Reading	42
CR	226
Considered, advanced, 3rd Reading, referred	229
Engrossed—To House	242
Referred for enrollment	269
Enrolled—4th Reading	283
To Governor	297
Governor's approval	308
CR concerning passage of	389

SJR 2—By Miskovsky, Cartwright (Bryan) of the Senate, and Andrews of the House.—A Joint Resolution directing the Secretary of State to refer to the people, * * * a proposed amendment * * * repealing Article 1, Section 7, of the Constitution of the State of Oklahoma; and adding thereto a new Article to be known as Article XXVII; providing for the creation of the Oklahoma Alcoholic Beverage Control Board; * * *

providing for county option; * * * and providing for the effective date of this Article.

1st Reading	11
2nd Reading	43
CR	226
Considered, advanced, 3rd Reading, referred	243
Engrossed—To House	256
Referred for enrollment	316
Enrolled—4th Reading	318
To Governor	326
Governor's approval	329
CR concerning passage of	389

SJR 3—By Miskovsky and Land—A Joint Resolution proposing an amendment to Subsection (j), Section 10, Article V, Oklahoma Constitution, relating to Apportionment of Membership in the Oklahoma Legislature; * * *.

1st Reading	73
2nd Reading	84
CR—Re-ref	436
Stricken	1129

SJR 4—By Wilson (Beckham) and Payne of the Senate, and Ogden, et al of the House—A Joint Resolution pertaining to reapportionment of the Legislature; * * * ordering a special election to be called at the discretion of the Governor.

1st Reading	94
2nd Reading	101
CR—Re-Ref	436
Stricken	1129

SJR 5—By Allen, Wilson and Payne of the Senate, and Ogden, et al of the House—A Joint Resolution directing the Secretary of State to refer * * * a proposed amendment to the Constitution * * * relating to the Department of Public Safety.

1st Reading	94
2nd Reading	101
Stricken	1129

SJR 6—By Trent of the Senate, and Ham of the House—A Joint Resolution authorizing the Oklahoma Public Welfare Commission to transfer to the Oklahoma Emergency and General Assistance Account, funds, * * * and declaring an emergency.

1st Reading	101
2nd Reading	109
CR	128
Considered, advanced, 3rd Reading, referred	132
Engrossed—To House	159
HAs read	1304

SJR 7—By Berrong, Dacus, Wilson (Greer), Kerr, Hope, Baldwin, McColgin, Ritzhaupt, Herndon of the Senate, and Richardson, et al of the House—A Joint Resolution relating to the Oklahoma General Hospital; * * * and declaring an emergency.

1st Reading	101
2nd Reading	109
CR	161
Considered, advanced, 3rd Reading, referred	168
Engrossed—To House	180
Referred for enrollment	226
Enrolled—4th Reading	239
To Governor	241
Governor's approval	267

SJR 8—By Ritzhaupt—A Joint Resolution directing the Secretary of State to refer to the people, * * * a proposed amendment * * * providing for the creation of the Alcoholic Beverage Control Commission; exempting certain beverages from control; * * * providing for a special election on the adoption

of this amendment; and providing for a simultaneous election to determine the issue of city option by a separate article * * *.

1st Reading	114
2nd Reading	120
Stricken	1129

SJR 9—By Kerr—A Joint Resolution requiring highway patrol vehicles on active duty to be manned by at least two members of the uniform division of the Oklahoma Highway Patrol; and declaring an emergency.

1st Reading	161
2nd Reading	168
Stricken	1129

SJR 10—By Allen, Cobb, Field, Fine, Hall, Hamilton, Harris, McSpadden and Shoemake of the Senate and Taliaferro, et al of the House—A Joint Resolution providing for the creation of a fund to be known as the College Land Grant Equalization Fund * * *; and declaring an emergency.

1st Reading	164
2nd Reading	168
CR—Re-ref	192
CR	821
Considered, advanced, 3rd Reading, referred	871
Engrossed—To House	887

SJR 11—By Wilson (Beckham), and Sandlin.—A Joint Resolution directing the Secretary of State to refer to the people at a special election * * * providing that beginning in 1962 each county of the State shall have one State Representative * * * providing that the eleven most populous counties shall each have one State Senator; * * *

1st Reading	222
2nd Reading	228
CR—Re-ref	436
CR	747
Considered, advanced, 3rd Reading, referred	772; 774; 918
Engrossed To House	932

SJR 12—By Trent.—A Joint resolu-

tion proposing an amendment * * * authorizing enactment of laws whereby the State may become indebted in an amount not to exceed one hundred and twenty-five million dollars (\$125,000,000.00) for the purpose of construction of state and county highways; * * *

1st Reading	222
2nd Reading	228
Stricken	1129

SJR 13—By Cartwright (Seminole), Sandlin, Easterly and Harris—A Joint Resolution proposing amendment to Article VI, Oklahoma Constitution, relating to certain offices in the Executive Branch of government; * * *

1st Reading	241
2nd Reading	254
CR	613
Stricken	1145

SJR 14—By Cartwright (Seminole), Sandlin, Easterly and Harris—A Joint Resolution proposing an Amendment to Section 7, Article VII, Oklahoma Constitution, relating to the Clerk of the Supreme Court; * * *

1st Reading	241
2nd Reading	254
CR	613
Stricken	1145

SJR 15—By Walker, Baldwin, Stipe, Bailey, Hall, Berrong, Collins, Cowden, Mahan, Kerr, Allen, Shoemake, Fine, Sandlin, McColgin, Dacus, of the Senate and Camp of the House—A Joint Resolution directing the Secretary of State to refer to the people * * * a proposed amendment * * * relating to establishment of a plan of State financial assistance to Oklahoma communities to facilitate Oklahoma's industrial development; authorizing the legislature to enact legislation creating a State Industrial Finance authority * * *; authorizing said authority to issue and sell full faith and credit bonds of the State of Oklahoma in amounts not to exceed, in the aggregate, ten million dollars (\$10,000,000.00) * * *

1st Reading	284
2nd Reading	287
CR	361
Stricken	880

SJR 16—By Hamilton, Stipe, McClen-don and King, of the Senate, and Traw, et al, of the House—A Resolution authorizing the planning and resources board to sell certain State lands to the Boy Scouts of America and purchase certain lands of that organization for the State for park and recreational purposes; * * * and declaring an emergency.

1st Reading	313
2nd Reading	318
CR—Re-ref	403
CR—Re-ref	425
CR	465
Considered, advanced, 3rd Reading referred	586
Engrossed—To House	592
HA rejected—Conference request-ed—To GCCA	808
Conference granted—To GCCA ..	869
CCR read—adopted—passed — To House	1336
Referred for enrollment	1348
Enrolled—4th Reading	1368
To Governor	1368
Approved by Governor July 15, 1959.	

SJR 17—By Grantham of the Senate and Howe and Green of the House—A Joint Resolution proposing an amend-ment * * * to provide that the Govern-or, Secretary of State, State Auditor, and State Treasurer shall not be eligi-ble to hold more than two (2) imme-diatly successive terms or parts of terms in such respective office; and ordering a special election.

1st Reading	361
2nd Reading	373
Stricken	1129

SJR 18—By Allen—A Joint Resolu-tion relating to legislative procedures; authorizing, under certain conditions, the filing by members and members-

elect of legislative bills and resolutions prior to each regular legislative session; * * *

1st Reading	387
2nd Reading	391
CR	412
Considered, advanced, 3rd Reading, referred	427
Engrossed—To House	438
Referred for enrollment	799
Enrolled—4th Reading	813
To Governor	827
Governor's approval	888

SJR 19—By Hall, Boecher, Allen, Collins, McClendon, Cobb, Dacus, Cowden, Herndon, Walker, Fine, Hope, Cartwright (Bryan), Field, Wilson (Greer), Sandlin, McColgin, Tipps, Bailey, McSpadden, and Breeden of the Senate and Cole, et al, of the House—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment * * * authorizing the legislature to create retirement systems for state officers and employees; * * *

1st Reading	439
2nd Reading	454
CR	747
Considered, advanced, 3rd Reading	805
ML; time extended;	
failed	806; 846; 861; 879

SJR 20—By Sandlin, King, Morford, and Trent of the Senate and Reneau, et al, of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a constitutional amendment, * * * providing for regular annual sessions of the legislature, * * *

1st Reading	468
2nd Reading	478
CR—Re-Ref	1062
Stricken	1129

SJR 21—By Mahan and Miskovsky—A Joint Resolution relating to legislative committees; providing for administration of oaths to witnesses before

such committees; * * * and declaring an emergency.

1st Reading	469
2nd Reading	478
Wd—To Calendar	528
Considered, advanced	547
Vote reconsidered by which advanced	569
Considered, advanced, 3rd Reading, referred	569
Engrossed—To House	575
Referred for enrollment	799
Enrolled—4th Reading	813
To Governor	827
Governor's approval	889

SJR 22—By Public Health Committee—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, * * * authorizing an additional county ad valorem tax levy not exceeding two and one-half mills on the dollar of assessed valuation for a Department of Health * * *

1st Reading	482
2nd Reading	487
Stricken	1129

SJR 23—By Miskovsky—A Joint Resolution making an appropriation for the Oklahoma Civil War Centennial Commission; and declaring an emergency.

1st Reading	530
2nd Reading	532
CR	825
Considered, advanced, 3rd Reading, referred	902
Engrossed—To House	912
HA read; rejected --- Conference requested—To GCCA	1194; 1196
Conference granted—To GCCA	1226

SJR 24—By Miskovsky—A Joint Resolution taking note of the present condition of the Executive Mansion of the State of Oklahoma and of the desirability of repairing and renovating the same; * * * and declaring an emergency.

1st Reading	641
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2nd Reading	654
Wd—Indefinitely postponed	654

SJR 25—By Walker—A Joint Resolution proposing an amendment to Section 1, Article III of the Constitution of the State of Oklahoma, so as to fix the qualifications of electors of this state for the purpose of casting ballots at elections and for the purpose of becoming candidates for public office.

1st Reading	666
2nd Reading	672
CR—Re-ref	1062
Considered, advanced, 3rd Reading, referred	1076
ML	1078
Engrossed—To House	1254

SJR 26—By Boecher—An Act authorizing the Oklahoma Wildlife Conservation Commission to construct an addition to the present information-education building, * * * and declaring an emergency.

1st Reading	688
2nd Reading	690
CR (authorship changed)	755
Considered, advanced, 3rd Reading, referred	846
Engrossed—To House	855

SJR 27—By Ritzhaupt—A Resolution taking notice of the need for regulation of expenditures of the State Highway Department; creating a highway expenditure commission; * * * and declaring an emergency.

1st Reading	699
2nd Reading	703
CR	1062

SJR 28—By Miskovsky—A Joint Resolution proposing an amendment * * * relating to the incurring of indebtedness by counties, cities, towns, townships, * * * and providing that same shall be approved by a majority of the voters thereof * * * and declaring an emergency.

1st Reading	706
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2nd Reading	711
Stricken	1129

SJR 29—By Mahan—A Joint Resolution relating to appropriations for public education; expressing legislative intent and establishing priority in appropriations; repealing conflicting laws; and declaring an emergency.

1st Reading	756
2nd Reading	757
CR—Re-ref	797
Stricken	1129

SJR 30—By Shoemake—A Resolution authorizing the State Contingency and Emergency Board to issue a certificate setting aside One Thousand One Hundred Dollars (\$1,100.00) to pay for advertising purchased by the Secretary of State in connection with the recent special election; * * * and declaring an emergency.

1st Reading	757
2nd Reading	772
Stricken	1129

SJR 31—By Cartwright (Seminole) of the Senate and Bullard of the House—A Joint Resolution authorizing and directing the Executive Committee of the State Legislative Council to create a fifteen-member special committee of the council to research, study, report, and make recommendations on public school education in Oklahoma; * * * and declaring an emergency.

1st Reading	782
2nd Reading	784
CR	852
Considered, advanced, 3rd Reading, referred	891
Engrossed—To House	912
HAs read; concurred in—passed—referred for enrollment	1194; 1197
Enrolled—4th Reading	1226
To Governor	1235

Approved by Governor July 16, 1959.

SJR 32—By Baldwin of the Senate and McCarty of the House—A Joint Resolution relating to state agencies;

taking official notice of the desirability of the use by state agencies of American made steel products meeting certain specifications; * * * and declaring an emergency.

1st Reading	812
2nd Reading	814
CR	867
Considered, advanced, 3rd Reading. referred	906
Engrossed—To House	912

SJR 33—By Miskovsky, Trent, Allen, Cobb, Dacus, Fine, McClendon and Hamilton—A Joint Resolution proposing an amendment * * * requiring the enactment of laws providing for the issuance of One Hundred Million Dollars (\$100,000,000.00) of debentures for matching Federal funds available for state roads and highways; * * *

1st Reading	848
2nd Reading	855
Stricken	1129

SJR 34—By Morford, Grantham and Easterly of the Senate and Reneau, et al, of the House—A Resolution relating to the state parks and recreational areas; taking notice of the natural and man-made attractions around Great Salt Plains reservoir in Alfalfa county, * * *

1st Reading	886
2nd Reading	888
Stricken	1129

SJR 35—By Wilson (Beckham) of the Senate and Meacham of the House—A Joint Resolution authorizing C. H. "Bill" Blackmon and Linna Blackmon, his wife, of Beckham county, Oklahoma, to bring suit against the State of Oklahoma * * * and declaring an emergency.

1st Reading	930
2nd Reading	931
CR	1037
Stricken	1145

SJR 36—By Bailey of the Senate and

Fuller, et al, of the House—A Joint Resolution relating to Higher Education; expressing legislative intent in regard to the appropriation and allocation of monies * * *

1st Reading	988
2nd Reading	1005
Stricken	1129

SJR 37—By Cobb, McSpadden, Grantham, Easterly and Herndon of the Senate — A Joint Resolution directing the Oklahoma Tax Commission that the requirement * * * shall be printed on some portion of the form of invoice provided for in Section 3 of said Senate Bill No. 367, shall be waived in certain circumstances; and declaring an emergency.

1st Reading	997
2nd Reading—To Calendar	1005
Considered, advanced, 3rd Reading. referred	1026
Engrossed—To House	1037
Referred for enrollment	1187
Enrolled—4th Reading	1194
To Governor	1200

Approved by Governor July 15, 1959.

SJR 38—By Bailey, Mahan, Boecher, Baldwin, Pitcher, Hall and Sandlin—A Joint Resolution taking notice of the desirability of modernizing the office of state treasurer, of the shortage of appropriated funds, and of the existence of idle funds in the state treasury; * * * and declaring an emergency.

1st Reading	1045
2nd Reading	1047
Stricken	1129

SJR 39—By Miskovsky—A Joint Resolution proposing an amendment * * * excepting turnpike bonds from the Constitutional prohibition against pledging the credit of the state; * * *

1st Reading	1045
2nd Reading	1047
Stricken	1129

PART III

SENATE CONCURRENT RESOLUTIONS

(Titles in full shown on page numbers
opposite "Introduced")

SCR 1—By Tipps—A Resolution commending Mr. Quintin Little for long and outstanding service on the Board of Regents of the University of Oklahoma and expressing gratitude for this service to the state.

Introduced, considered, adopted, referred	125-126
Engrossed—To House	159
Referred for enrollment	179
Engrossed—To House	189
To Secretary of State	201

SCR 2—By Hall, Hamilton, Pitcher, Stipe, Trent, Tipps and Shoemaker—A Concurrent Resolution inviting the Honorable Lawrence W. Wetherby to address a joint session of the Oklahoma legislature.

Introduced, considered, adopted, referred	279
Engrossed—To House	297
Referred for enrollment	307
Engrossed—To House	313
To Secretary of State	317

SCR 3—By Wilson (Beckham) and Payne—A Concurrent Resolution directing the secretary of the state election board to print the state questions referred to a vote of the people of Oklahoma on April 7, 1959, by Senate joint resolutions 1 and 2 of the Twenty-Seventh Oklahoma Legislature on separate ballots not identical in color.

Introduced, considered, adopted, referred	317
Engrossed—To House	318
Referred for enrollment	320
Enrolled—To House	320
To Secretary of State	325

SCR 4—By Boecher of the Senate and Burnham of the House—A Concurrent Resolution memorializing the Congress of the United States to act promptly and favorably to provide authority and funds for the construction of the Canton irrigation project water distribution works; * * *

Introduced, considered, adopted, referred	321
Engrossed—To House	336
Referred for enrollment	348
Enrolled—To House	353
To Secretary of State	357

SCR 5—By Miskovsky, McClendon, King, Collins, Harris, Land, Payne, Cobb of the Senate and Jumper, et al. of the House—A Concurrent Resolution relating to the 1959 Oklahoma state essay contest sponsored by the Governor's committee on employment of the handicapped.

Introduced, considered, adopted, referred	355
Engrossed—To House	369
Referred for enrollment	391

Enrolled—To House	401
To Secretary of State	406

SCR 6—By Miskovsky — A Concurrent Resolution providing that, upon adjournment of the * * * Twenty-Seventh Oklahoma Legislature on Thursday, the Twenty-Sixth Day of March, 1959, the Respective Houses * * * shall stand adjourned until One O'clock p.m. on Wednesday, the Eighth Day of April, 1959, * * *

Introduced	384
Wd—Re-ref	461
CR	886
Stricken	1145

SCR 7—By Stipe, of the Senate and Skeith, et al, of the House—A Concurrent Resolution taking note of the recent passing of H. C. McLeod, warden of the state penitentiary and authorizing and directing the payment to his widow of all benefits or allowances accrued by warden McLeod at the time of his demise.

Introduced, considered, adopted, referred	393
Engrossed—To House	400
Referred for enrollment	423
Enrolled—To House	426
To Secretary of State	469

SCR 8—By Bailey, of the Senate and Poyner and Wolf of the House—A Resolution commending and congratulating the Norman Tigers and their outstanding coaches * * *

Introduced, considered, adopted, referred	407-408
Engrossed—To House	412
Referred for enrollment	436
Enrolled—To House	438
To Secretary of State	455

SCR 9—By Pitcher, of the Senate and Wilkerson, of the House—A Resolution congratulating the Pryor Highschool Tigers. * * *

Introduced, considered, adopted, referred	411
Engrossed—To House	426

Referred for enrollment	439
Enrolled—To House	452
To Secretary of State	455

SCR 10—By Easterly, of the Senate and Murrow, of the House—A Resolution taking official note of the selection of Edna Donley as National Teacher of the year; * * *

Introduced, considered, adopted, referred	433
Engrossed—To House	438
Referred for enrollment	460
Enrolled—To House	466
To Secretary of State	469

SCR 11—By Pitcher of the Senate and Wilkerson of the House—A Concurrent Resolution expressing appreciation and thanks of the members of the Twenty-Seventh Legislature to Mr. Beale G. McCarty, superintendent, to all other employees and to the students at Whitaker State Home, Pryor, Oklahoma, for the beautiful and uniquely-designed ashtray presented to each member of the Legislature. * * *

Introduced, considered, adopted, referred	453
Engrossed—To House	476
Referred for enrollment	525
Enrolled—To House	531
To Secretary of State	545

SCR 12—By Kerr of the Senate and Willis (Jackson), of the House—A Resolution taking cognizance of the fact that seven physicians in Jackson county, Oklahoma have practiced medicine for more than fifty years; * * *

Introduced, considered, adopted, referred	559
Engrossed—To House	562
Referred for enrollment	585
Enrolled—To House	592
To Secretary of State	600

SCR 13—By Cowden of the Senate and Cox and Hall of the House—A Concurrent Resolution commending Bo Belcher and the citizens of Chandler, Oklahoma; expressing the appreciation of

the Twenty-Seventh Legislature for their accomplishments in the field of juvenile training.

Introduced, considered, adopted, referred	640
Engrossed—To House	653
Referred for enrollment	679
Enrolled—To House	689
To Secretary of State	703

SCR 14—By Hope of the Senate and Johnston of the House—A Resolution of appreciation and commendation of General Maxwell D. Taylor, upon the event of his retirement from the Army of the United States and the high position of Chief of Staff of that Army.

Introduced, considered, adopted, referred	701
Engrossed—To House	719
Referred for enrollment	723
Enrolled—To House	737
To Secretary of State	750

SCR 15—By Ritzhaupt—A Resolution in memory of Leon Chase Phillips, eleventh Governor of the State of Oklahoma.

Introduced, considered, adopted, referred	722
Engrossed—To House	737
Referred for enrollment	771
Enrolled—To House	784
To Secretary of State	799

SCR 16—By Land of the Senate and McCune, Johnston, et al of the House—A Resolution requesting the Congress of the United States to enact legislation increasing retirement benefits to certain retired members of the Armed Forces.

Introduced; considered, adopted, referred	746; 750
Engrossed—To House	767
Referred for enrollment	771
Enrolled—To House	784
To Secretary of State	799

SCR 17—By Ritzhaupt of the Senate and Fogarty of the House—A Concurrent Resolution designating Miss

Georgia Belle Wilson, daughter of Mr. and Mrs. George O. Wilson, Guthrie, as "Oklahoma's Goodwill Ambassador to Europe."

Introduced, considered, adopted, referred	769
Engrossed—To House	784
Referred for enrollment	799
Enrolled—To House	813
To Secretary of State	827

SCR 18—By Bailey of the Senate and Wolf and Poyner of the House—A Concurrent Resolution requesting the executive committee of the state legislative council to appoint a special nine man committee for the purpose of codifying all the laws of this state pertaining to higher education; * * *

Introduced, considered, adopted, referred	780
Engrossed—To House	795
Referred for enrollment	799
Enrolled—To House	813
To Secretary of State	827

SCR 19—By Dacus and Field of the Senate and Metcalf of the House—A Concurrent Resolution taking note of the championship won by the Gotebo Highschool baseball team, the "Hornets"; * * *

Introduced, considered, adopted, referred	803
Engrossed—To House	811
Referred for enrollment	818
Enrolled—To House	821
To Secretary of State	823

SCR 20—By Baldwin, Boecher, Sandlin, Fine, Hamilton, Mahan, McClendon, Collins and McSpadden—A Concurrent Resolution calling upon the Congress of the United States to institute appropriate action for the construction of the Markham Ferry Dam and Reservoir Project on Grand River in Oklahoma.

Introduced, considered, adopted, referred	819
Engrossed—To House	831

SCR 21—By Baldwin, Shoemake, Mahan, Collins, Breeden, McSpadden, Fine, Boecher, Miskovsky, Cartwright (Bryan), Herndon, Easterly, Tipps, Kerr, Stipe, Hall, King and Field—A Concurrent Resolution taking notice of the desirability of having members of the Oklahoma Legislature in the National Education Association tour of Russia next Autumn; * * *

Introduced, considered, adopted, referred	848
Engrossed—To House	855

SCR 22—By Hall—A Concurrent Resolution commending the Ford Times magazine for service to the State of Oklahoma * * *

Introduced, considered, adopted, referred	881
Engrossed—To House	887
Referred for enrollment	932
Enrolled—To House	951
To Secretary of State	970

SCR 23 By Trent, Cowden of the Senate and Cox and Graves of the House—A Concurrent Resolution relating to a study of services for the disabled citizens of this state; * * *

Introduced, considered, adopted, referred	904
Engrossed—To House	912
Referred for enrollment	932
Enrolled—To House	951
To Secretary of State	970

SCR 24—By Kerr, of the Senate and Willis (Jackson), of the House—A Resolution taking notice of the efforts and achievements of John Arradondo of Altus High School * * *

Introduced, considered, adopted, referred	925
Engrossed—To House	932
Referred for enrollment	944
Enrolled—To House	970
To Secretary of State	972

SCR 25—By Boecher of the Senate and Burnham of the House—A Concur-

rent Resolution commending Miss Doris Woods of Watonga and Oklahoma State University on her achievements * * *

Introduced, considered, adopted, referred	954
Engrossed—To House	971
Referred for enrollment	1062
Enrolled—To House	1105
To Secretary of State	1123

SCR 26—By Harris —A Resolution commending L. E. Crawford of Lawton, Oklahoma, on his years of service * * *

Introduced, considered, adopted, referred	984
Engrossed—To House	1004
Referred for enrollment	1148
Enrolled—To House	1194
To Secretary of State	1200

SCR 27—By Cartwright (Bryan) of the Senate and Vandiver of the House—A Concurrent Resolution relating to a study of turnpikes to be constructed in this State; * * *

Introduced—To Calendar	994
Considered, adopted, referred	999
Engrossed—To House	1035
Referred for enrollment	1148
Enrolled—To House	1194
To Secretary of State	1200

SCR 28—By Ritzhaupt, Cartwright (Bryan), Bailey, Hope, Baldwin, Collins, McClendon, Wilson (Greer), Pazoureck, Kerr, Sandlin, King, Pitcher, Hall, McColgin, Breeden, Hamilton, Wilson (Beckham), Fine, Cobb, Shoemake, Dacus, Land, Berrong, Harris and Garvin of the Senate and Nichols of the House —A Resolution commending James Clark Nance for his services in the Legislature of the State of Oklahoma.

Introduced, considered, adopted, referred	994
Engrossed—To House	1035
Referred for enrollment	1039
Enrolled—To House	1045
To Secretary of State	1048

SCR 29—By Collins, Bailey and Walker of the Senate and Arrington

and Sparks of the House—A Concurrent Resolution recognizing the outstanding record and accomplishment of the 1959 Oklahoma State University baseball team; * * *

Introduced, considered, adopted, referred	1031
Engrossed—To House	1037
Referred for enrollment	1148
Enrolled—To House	1194
To Secretary of State	1200

SCR 30—By Breeden of the Senate and Dolezal, of the House—A Resolution expressing appreciation to the Malzahn family of Perry for their faith in the growth of their city and the State of Oklahoma.

Introduced, considered, adopted, referred	1032
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Engrossed—To House	1037
Referred for enrollment	1148
Enrolled—To House	1194
To Secretary of State	1200

SCR 31—By Baldwin—A Concurrent Resolution fixing the hour and day of sine die adjournment of the Regular Session of the Twenty-Seventh Legislature of the State of Oklahoma.

Introduced—Referred	1126
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SCR 32—By Miskovsky, Cowden and Mahan of the Senate and Andrews of the House—A Concurrent Resolution fixing the hour and day of sine die adjournment of the Regular Session of the Twenty-Seventh Legislature of the State of Oklahoma.

Introduced—Referred	1126
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PART IV

SENATE RESOLUTIONS

(Titles in full shown on page numbers
opposite "Introduced")

SR 1—By Easterly.—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. 1951, * * *

Introduced, considered, adopted, referred for enrollment -----11-12
Enrolled—To Secretary of State -- 50

SR 2—By Baldwin.—A Resolution paying Respect to the Honorable Howard Young, Distinguished Former Senator of the Oklahoma Senate; * * *

Introduced, considered, adopted, referred for enrollment -----43-44
Enrolled—To Secretary of State -- 50

SR 3—By Baldwin.—A Resolution paying Respect to the Honorable Stanley Coppock, Distinguished former Senator and Minority Floor Leader of the Oklahoma Senate; * * *

Introduced, considered, adopted, referred for enrollment -----44-45
Enrolled—To Secretary of State -- 50

SR 4—By Baldwin.—A Resolution paying Respect to the Honorable James Babb, Distinguished Former Senator of the Oklahoma State Senate; * * *

Introduced, considered, adopted, referred for enrollment -----45-46
Enrolled—To Secretary of State -- 50

SR 5—By Allen, Bailey, Baldwin, Ber-

rong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer).—A Resolution lauding Governor Raymond D. Gary, as a citizen, politician, statesman, and person.

Introduced, considered, adopted, referred for enrollment ----- 68
Enrolled—To Secretary of State -- 69

SR 6—By Ritzhaupt, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer).—A Resolution commending the Oklahoma Public Welfare Commission and L. E. Rader, director, Department of Public Welfare.

Introduced, considered, adopted, referred for enrollment -----47-48
Enrolled—To Secretary of State -- 74

SR 7—By Ritzhaupt, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McCoglin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham), and Wilson (Greer).—A Resolution commending the Oklahoma Highway Commission and C. A. Stoldt, the former director, Gomer H. Bittle, chief engineer, and John J. Stobaugh, construction engineer, of the Department of Highways.

Introduced, considered, adopted, referred for enrollment48-19
Enrolled—To Secretary of State -- 74

SR 8—By Fine, McClendon, Cobb, Walker, Allen, Field, Wilson (Greer), Hamilton, Trent, Bailey, Collins, Tipps, Shoemake, Grantham, Ritzhaupt, McSpadden, Stipe, Baldwin, Garvin and Hope.—A Resolution relating to the Honorable Cowboy Pink Williams, Lieutenant Governor and President of the Senate, his Desk, Chairs, Office Furniture and Appurtenances thereto, and His Official Gavel.

Introduced, considered, adopted, referred for enrollment 49
Enrolled—To Secretary of State -- 74

SR 9—By Miskovsky, Mahan, Cowden, Boecher.—A Resolution Expressing Regret at the Death of Major General W. S. Key.

Introduced, considered, adopted, referred for enrollment 76
Enrolled—To Secretary of State -- 102

SR 10—By Ritzhaupt, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon,

Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Beckham) and Wilson (Greer).—A Resolution commending Jim A. Rinehart for his distinguished and exemplary service as a State Senator.

Introduced, considered, adopted, referred for enrollment76-77
Enrolled—To Secretary of State -- 102

SR 11—By Fine and Shoemake.—A Senate Resolution Commending and Congratulating the 1958 National Collegiate Championship Football Team of the Northeastern State College at Tahlequah, Oklahoma, and its Coach, Harold "Tuffy" Stratton.

Introduced, considered, adopted, referred for enrollment77-78
Enrolled—To Secretary of State -- 102

SR 12—By Miskovsky.—A Resolution Commending O. K. Bivins for Public Service to the State.

Introduced, considered, adopted, referred for enrollment101-102
Enrolled—To Secretary of State -- 107

SR 13—By Miskovsky et al.—A Resolution expressing regret at the Death of Luther Harrison.

Introduced, considered, adopted, referred for enrollment 125
Enrolled—To Secretary of State -- 159

SR 14—By Cobb, Hope, Walker, Dacus, Fine et al.—A Resolution memorializing the Life and Public Services of Honorable Jess L. Pullen, 1896-1955.

Introduced, considered, adopted, referred for enrollment126-127
Enrolled—To Secretary of State -- 159

SR 15—By Kerr.—A Resolution paying respect to Trooper John Barter, former member of the Oklahoma Highway Patrol * * *

Introduced, considered, adopted, referred for enrollment ----- 154
 Enrolled—To Secretary of State -- 165

SR 16—By Garvin, Field, et al.—A Resolution commending Mr. J. K. Henry for his years of outstanding public service; * * *

Introduced, considered, adopted, referred for enrollment -----154-155
 Enrolled—To Secretary of State -- 165

SR 17—By Herndon, Tipps and McSpadden of the Senate.—A Senate Resolution commending Governor J. Howard Edmondson, Senator Robert A. Trent, Representative Glen Ham, Lloyd Rader and others for working out a program which resulted in an increase for the aged citizens and other welfare clients of Oklahoma.

Introduced, considered, adopted, referred for enrollment -----155-156
 Enrolled—To Secretary of State -- 165

SR 18—By Wilson (Greer).—A Resolution commending Mr. Louis M. Tittle, former member of the State Highway Commission, for his long and outstanding service to the State of Oklahoma.

Introduced, considered, adopted, referred for enrollment ----- 179
 Enrolled—To Secretary of State -- 189

SR 19—By Field, Carrier, Breeden, Morford, Easterly, Grantham et al.—A Resolution commending the Honorable Julius W. Cox, former member of the State Highway Commission * * *

Introduced, considered, adopted, referred for enrollment ----- 199
 Enrolled—To Secretary of State -- 210

SR 20—By Bailey.—A Resolution commending Maude Reynolds for her outstanding and unselfish contributions to the spiritual needs of the Indians of Cleveland County.

Introduced, considered, adopted, referred for enrollment ----- 207
 Enrolled—To Secretary of State -- 217

SR 21—By Cobb, Baldwin, Boecher, Breeden, Carrier, Cartwright (Bryan), Dacus, Field, Fine, Hamilton, Harris, Herndon, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Ritzhaupt, Tipps, Trent, Walker and Wilson (Greer).—A Resolution commending the Senate Committee on Public Safety and the Chairman thereof, and reprimanding the Commissioner of Public Safety.

Introduced, considered, adopted, referred for enrollment ----- 214
 Enrolled—To Secretary of State -- 226

SR 22—By Bailey—A Resolution commending the Honorable A. B. Green, former member, chairman and vice chairman of the State Highway Commission from District Number Five.

Introduced, considered, adopted, referred for enrollment ----- 219
 Enrolled—To Secretary of State-- 239

SR 23—By Tipps—A Resolution commending the Honorable J. I. Goins, a former member of the State Highway Commission and a prominent civic leader of the Ardmore area.

Introduced, considered, adopted, referred for enrollment ----- 271
 Enrolled—To Secretary of State-- 283

SR 24—By Tipps, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Bryan), Cartwright (Seminole), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin, Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, King, Land, McClendon, McColgin, McSpadden, Mahan, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Trent, Walker, Wilson (Beckham), Wilson (Greer)—A Resolution congratulating the Honorable Preston J. Moore on his election as National Commander of the American Legion and expressing the pride of the Senate of the Twenty-Seventh session of the Oklahoma Legislature in his accomplishments.

Introduced, considered, adopted,
referred for enrollment ----- 272
Enrolled—To Secretary of State-- 283

SR 25—By Miskovsky—A Resolution commending Frederick D. Moon, principal of Douglass High School, Oklahoma City * * *

Introduced, considered, adopted,
referred for enrollment ----- 282
Enrolled—To Secretary of State-- 297

SR 26—By Cartwright (Bryan)—A Resolution briefly expressing the appreciation of the members of the Senate for the contributions and fellowship of Senator Louis H. Ritzhaupt; expressing their wishes for his speedy recovery from his present indisposition and their confidence that he will soon rejoin his colleagues.

Introduced, considered, adopted,
referred for enrollment ----- 293
Enrolled—To Secretary of State-- 299

SR 27—By Baldwin — A Resolution commemorating the life and achievements of Charles Curtis, member of the Kaw Nation and Vice-president of the United States; * * *

Introduced, considered, adopted,
referred for enrollment ----- 305
Enrolled—To Secretary of State-- 313

SR 28—By Garvin—A Resolution expressing regret at the death of J. K. Henry, assistant secretary of the State election board.

Introduced, considered, adopted,
referred for enrollment ----- 311
Enrolled—To Secretary of State -- 313

SR 29—By Tipps—A Resolution relating to the Oklahoma State War Veterans Home facilities at Ardmore, Sulphur, and Norman, Oklahoma, * * *

Introduced, considered, adopted,
referred for enrollment ----- 312
Committee appointed under ----- 312
Enrolled—To Secretary of State-- 318

SR 30—By Allen and Ritzhaupt—A

Resolution correcting an oversight made in drafting and passing of enrolled Senate Resolution No. 6 * * *

Introduced, considered, adopted,
referred for enrollment ----- 331
Enrolled—To Secretary of State-- 340

SR 31—By Bailey—A Resolution authorizing and directing the President Pro Tempore of the Senate * * * to appoint two members of the Oklahoma Senate to appear before the Banking and Currency Committee of the United States Senate, * * *

Introduced, considered, adopted,
referred for enrollment ----- 393
Committee appointed under ----- 393
Enrolled—To Secretary of State-- 401
Report under ----- 429

SR 32—By Tipps—A Resolution authorizing the President Pro Tempore of the Senate to appoint a special committee of five (5) members to study the prices charged for rooms and food at all state lodges * * *

Introduced, considered, adopted,
referred for enrollment ----- 447
Enrolled—To Secretary of State-- 458
Committee appointed under ----- 465
CR ----- 672

SR 33—By Easterly—A Resolution noting and commending the outstanding athletic achievements of the Wynoka Highschool basketball team * * *

Introduced, considered, adopted,
referred for enrollment ----- 456
Enrolled—To Secretary of State-- 476

SR 34—By Allen—A Resolution taking note of the recent selection of Miss Rosemary McGee, Tuttle, Oklahoma, as State FFA Sweetheart; * * *

Introduced, considered, adopted,
referred for enrollment ----- 460
Enrolled—To Secretary of State-- 476

SR 35—By Trent—A Resolution expressing appreciation and congratulations to the Caney Cougars, an enthusiastic girls basketball team, * * *

Introduced, considered, adopted,
referred for enrollment ----- 460
Enrolled—To Secretary of State-- 468

SR 36—By Stipe—A Resolution expressing the Legislative interest in penal institutions; noting the desirability of a Legislative investigation at this time of conditions at the State penitentiary; * * *

Introduced, considered, adopted,
referred for enrollment ----- 469
Enrolled—To Secretary of State-- 477

SR 37—By Tipps—A Resolution commending the Ladies Auxiliary of the American Legion Post No. 35, Oklahoma City, for their generous and unselfish work with the war veterans of the Norman veterans facility.

Introduced, considered, adopted,
referred for enrollment ----- 505
Enrolled—To Secretary of State-- 509

SR 38—By Stipe, Hall, Harris, Pitcher and Bailey—A Resolution relating to mental health; noting the recent advance in the treatment of mental health problems in institutions in the State of Louisiana; * * *

Introduced, considered, adopted,
referred for enrollment ----- 505
Enrolled—To Secretary of State-- 509
Committee appointed under ___524; 619

SR 39—By Harris—A Resolution noting the death of former Senator Dave Boyer of Walters; * * *

Introduced, considered, adopted,
referred for enrollment ----- 529
Enrolled—To Secretary of State-- 531

SR 40—By Allen—A Resolution taking Official Notice of the Vacancy of the Governor's Mansion and of the Shortage of Office Space for State Agencies; Directing the Appointment of a Committee to Study Feasibility and Methods of Utilizing Said Mansion.

Introduced, considered, adopted,
referred for enrollment ----549; 551

ML; adopted — Indefinitely postponed ----- 552; 561
ML and Tabled ----- 562

SR 41—By Miskovsky—A Resolution taking notice of the passing of Fred Owen Pitney, * * *

Introduced, considered, adopted,
referred for enrollment ----- 607
Enrolled—To Secretary of State-- 609

SR 42—By Land—A Resolution congratulating the International Petroleum Exposition.

Introduced, considered, adopted,
referred for enrollment ----- 619
Enrolled—To Secretary of State-- 636

SR 43—By Kerr—A Senate Resolution relating to the Southwest Area Industrial Tour, sponsored by the Oklahoma Development Council; * * *

Introduced, considered, adopted,
referred for enrollment ----- 639
Enrolled—To Secretary of State -- 653
Committee appointed under ----- 688

SR 44—By McSpadden, Cobb, Miskovsky, Stipe, Collins and Mahan—A Resolution commending the Honorable Lyndon Baines—Johnson, Majority Floor Leader, United States Senate, and the Honorable Sam Rayburn, Speaker, House of Representatives of the United States; * * *

Introduced, considered, adopted,
referred for enrollment ----- 693
Enrolled—To Secretary of State-- 709

SR 45—By Breeden and Carrier—A Resolution commending State Insurance Commissioner Joe B. Hunt.

Introduced, considered, adopted,
referred for enrollment ----- 760
Enrolled—To Secretary of State -- 771

SR 46—By McSpadden, Collins, Mahan, and Grantham—A Resolution commending and congratulating Jim Graham, Aubrey Dooley and J. D. Martin for their astounding athletic achievement * * *

Introduced, considered, adopted,
referred for enrollment ----- 804
Enrolled—To Secretary of State-- 813

SR 47—By Shoemake—A Resolution taking cognizance of the desirability of study of the Alcoholic Beverage Tax Laws. * * *

Introduced, considered, adopted,
referred for enrollment ----- 818
Enrolled—To Secretary of State-- 831
Committee appointed under ----- 837

SR 48—By McSpadden—A Resolution taking cognizance of the desirability of imposing the same toll for “one-half ton pickups” as is charged for automobiles, on Oklahoma Turnpikes; * * *

Introduced, considered, adopted,
referred for enrollment ----- 849
Enrolled—To Secretary of State-- 862

SR 49—By Baldwin et al.—A Resolution expressing appreciation to the Associated Industries of Oklahoma * * *

Introduced, considered, adopted, re-
ferred for enrollment ----- 911
Enrolled—To Secretary of State -- 939

SR 50—By Land, et al.—A Resolution of appreciation and commendation of “Gaynotes” for their attainment in the field of barbershop quartet singing * * *

Introduced, considered, adopted, re-
ferred for enrollment ----- 924
Enrolled—To Secretary of State -- 939

SR 51—By Baldwin, Boecher, Sandlin, Fine, Hamilton, Mahan, McClendon, Collins and McSpadden.—A Resolution calling upon the Congress of the United States to institute appropriate action for the construction of the Markham Ferry Dam and Reservoir project on Grand River in Oklahoma.

Introduced, considered, adopted, re-
ferred for enrollment ----- 967
Enrolled—To Secretary of State -- 978

SR 52—By Breeden.—A Resolution commending Artie Alexander of Perry for his having been elected Governor of the 1959 Boys' State.

Introduced, considered, adopted, re-
ferred for enrollment ----- 995
Enrolled—To Secretary of State -- 1036

SR 53—By McSpadden, Mahan and Cowden.—A Resolution commending Mr. J. M. Davis, Claremore, Oklahoma, for his interest in and collection of guns and relics; * * *

Introduced, considered, adopted, re-
ferred for enrollment ----- 1004
Enrolled—To Secretary of State -- 1036

SR 51—By Fine.—A Resolution commending Senator Louis H. Ritzhaupt on his long service in the State Senate.

Introduced, considered, adopted, re-
ferred for enrollment ----- 1044
Enrolled—To Secretary of State -- 1062

SR 55—By Easterly.—A Resolution commending the Honorable Harold T. Garvin for his service as President Pro Tempore of the State Senate of the Twenty-seventh Oklahoma Legislature and entrusting to him his gavel, office fixtures and furniture.

Introduced, considered, adopted, re-
ferred for enrollment ----- 1073
Enrolled—To Secretary of State -- 1127

SR 56—By Easterly.—A Resolution commending the Honorable Charles M. Wilson and the Honorable Tom Payne as floor leader and assistant floor leader of the State Senate of the Twenty-seventh Oklahoma Legislature and entrusting certain furniture to them.

Introduced, considered, adopted, re-
ferred for enrollment ----- 1074
Committee appointed under ----- 1075
Enrolled—To Secretary of State -- 1127

SR 57—By Payne.—A Resolution commending the Southwestern Bell Telephone Company upon its selection of employees to serve the Oklahoma State Senate * * *

Introduced, considered, adopted, re-
ferred for enrollment ----- 1126
Enrolled—To Secretary of State -- 1145

SR 58—By Senate and Legislative Affairs Committee.—A Resolution taking note of the services of the Oklahoma Business News Company and LeRoy A. Ritter to the Legislature during this session, * * *

Introduced, considered, adopted, referred for enrollment ----- 1131
Enrolled—To Secretary of State -- 1187

SR 59—By Senate and Legislative Affairs Committee.—A Resolution taking official notice of the services of the Leader Press, Inc., and expressing gratitude of the State Senate.

Introduced, considered, adopted, referred for enrollment ----- 1132
Enrolled—To Secretary of State -- 1187

SR 60—By Berrong.—A Resolution commending Mr. Bert Brundage of Thomas, Oklahoma, * * *

Introduced, considered, adopted, referred for enrollment ----- 1144
Enrolled—To Secretary of State -- 1187

SR 61—By Cartwright (Bryan), Harris, Herndon, Tipps.—A Resolution urging the State Highway Commission to act in the public interest and immediately issue work orders on highway construction contracts which were let December 23rd, 1958, and January 6, 1959.

Introduced, considered, adopted, referred for enrollment ----- 1173
Enrolled—To Secretary of State -- 1194

SR 62—By Baldwin, Fine, Harris, Cartwright (Bryan), Cartwright (Seminole), Breeden, Collins, Wilson (Greer), Cobb, McClendon, Mahan, Morford, Allen, Shoemake, Wilson (Beckham), Garvin, Hamilton, Field, Trent, Pitcher, King, Sandlin, McColgin, Hall, Kerr, Easterly, McSpadden, Payne, Pazoureck, Miskovsky, Walker, Ritzhaupt, Hope, Dacus, Bailey, Tipps, Herndon, Land, Grantham, Berrong, Cowden, Boecher and Stipe.—A Resolution expressing the appreciation of members of the State

Senate for the long and outstanding service rendered by Senator Floyd E. Carrier; and directing distribution of copies hereof.

Introduced, considered, adopted, referred for enrollment ----- 1175
Enrolled—To Secretary of State -- 1210

SR 63—By Herndon, Tipps.—A Resolution taking cognizance of the importance of completing certain road construction contracts involving State Highway Number 199; * * *

Introduced, considered, adopted, referred for enrollment ----- 1176
Enrolled—To Secretary of State -- 1194

SR 64—By Hamilton and Cartwright (Seminole). — A Resolution expressing appreciation to the Honorable Sam Rayburn, Speaker of the House of Representatives, Eighty-seventh Congress, for accepting the invitation of the Young Democrats of Oklahoma * * *

Introduced, considered, adopted, referred for enrollment ----- 1183
Enrolled—To Secretary of State -- 1194

SR 65—By Field.—A Resolution taking notice of the long and efficient service of George O'Neal as Senate Calendar Clerk; * * *

Introduced, considered, adopted, referred for enrollment ----- 1189
Enrolled—To Secretary of State -- 1216

SR 66—By Baldwin.—A Resolution taking notice of the desirability of having a committee from the State Senate in the National Education Association tour of Russia next autumn; * * *

Introduced, considered, adopted, referred for enrollment ----- 1217
Enrolled—To Secretary of State -- 1236
Committee appointed under ----- 1367
Senate advised Re payment of claim under ----- 1367

SR 67—By Bailey, Wilson (Beckham), and Payne.—A Resolution commending the Honorable Herbert Hope for his

distinguished service to the people of the State of Oklahoma.

Introduced, considered, adopted,
referred for enrollment ----- 1231
Enrolled—To Secretary of State-- 1259

SR 68—By Mahan, Herndon, Cobb, McClendon, Stipe, Kerr, Trent, Wilson (Greer), Collins, McSpadden, Tipps, Easterly, Allen, Cartwright (Bryan), Shoemake, King, Hamilton, Cartwright (Seminole), Breeden, Pazoureck, Fine, Sandlin—A Resolution commending the Honorable Roy J. Turner for his outstanding public career. * * *

Introduced, considered, adopted,
referred for enrollment ----- 1232
Enrolled—To Secretary of State-- 1259

SR 69—By Cartwright (Seminole) and Hamilton—A Resolution paying tribute to Judge Orel Busby of Ada; and directing disposition of copies of this resolution.

Introduced, considered, adopted,
referred for enrollment ----- 1233
Enrolled—To Secretary of State-- 1259

SR 70—By Boecher, Tipps, Cowden, Allen, Herndon, Bailey, Miskovsky, Mahan, McSpadden, Cartwright (Seminole), Pitcher and Pazoureck—A Resolution taking note of the need by Legislators for interim parking space near the State Capitol; * * *

Introduced, considered, adopted,
referred for enrollment ----- 1234
Enrolled—To Secretary of State-- 1259

SR 71—By Breeden — A Resolution commending William S. Trudgeon, supervisor of General Services, Oklahoma State Library, * * *

Introduced, considered, adopted,
referred for enrollment ----- 1253
Enrolled—To Secretary of State-- 1343

SR 72—By Cartwright (Seminole)—A Resolution expressing the appreciation of the Legislature for the recent investments of the Ideal Cement Company in the State of Oklahoma, * * *

Introduced; considered, adopted,
referred for enrollment --1254; 1260
Enrolled—To Secretary of State-- 1334

SR 73—By Tipps and Herndon —A Resolution taking notice of the damaged condition of the Lake Murray Dam and the Senate's proper concern therewith; * * *

Introduced, considered, adopted,
referred for enrollment ----- 1260
Enrolled—To Secretary of State-- 1342

SR 74—By Wilson (Greer), Garvin, Field, Hamilton, Cartwright (Bryan), Cartwright (Seminole), Wilson (Beckham)—A Resolution expressing the appreciation and gratitude of the Senate for the faithful and outstanding services of Miss Bill Shipley.

Introduced, considered, adopted,
referred for enrollment ----- 1281
Enrolled—To Secretary of State-- 1342

SR 75—By Grantham, Walker and Berrong—A Resolution requesting the State Board of Equalization to equalize valuations of taxable real and personal property * * *

Introduced, considered, adopted,
referred for enrollment ----- 1315
Enrolled—To Secretary of State-- 1334

SR 76—By Allen—A Resolution commending Roy Peters, Jr., Alex, Oklahoma, for his election to the Presidency of the Future Business Leaders of America; * * *

Introduced, considered, adopted,
referred for enrollment ----- 1303
Enrolled—To Secretary of State-- 1348

SR 77—By Hope—A Resolution creating a special interim study committee to study the need for, and the effectuation of redecorating, modernizing and refurbishing of the Senate Chamber of the Oklahoma State Senate.

Introduced, considered, adopted,
referred for enrollment ----- 1366
Enrolled—To Secretary of State-- 1368

PART V HOUSE BILLS

(Titles in full shown on page numbers
opposite "1st Readings".)

HB 502—By Romang—An Act relating to right-of-way of vehicles entering or crossing a paved road from an unpaved road where there are no traffic controls, signs or signals; defining a paved road; and declaring an emergency.

1st Reading	226
2nd Reading	228
CR—Re-ref	322
CR	412
Considered, advanced, 3rd Reading, referred	455; 587
Engrossed—To House	592
SAs rejected—Conference request- ed; granted	650; 733
HCs named—SCs appointed	756
CCR read; adopted—failed ..	1249; 1350

HB 503—By Sparger, Graves, Nance, Hargrave and Forsythe—An Act fixing the annual salaries of certain elective officers of the State of Oklahoma;
* * *

1st Reading	644
2nd Reading	654
CR	709
Considered, advanced, 3rd Reading, referred	1038
Engrossed—To House	1041
SAs rejected—Conference request- ed; granted	1062; 1128
HCs named; SCs appointed ..	1127; 1128
CCR rejected—further Conference requested—granted	1278

2nd CCR read; adopted—passed—

To House	1305; 1349
4th Reading	1369

Approved by Governor July 15, 1959.

HB 505—By Levergood, Graves and Arrington—An Act relating to crimes and punishments; providing that the possession of explosives, as defined in Act, to be a felony, under certain conditions; providing punishment; and declaring an emergency.

1st Reading	117
2nd Reading	121
CR	613
Considered, advanced, 3rd Reading —To House	673
4th Reading	699

Approved by Governor May 19, 1959.

HB 507—By Graves and Levergood—An act pertaining to crimes and punishments; making the possession of certain tools a felony, under certain conditions; and declaring an emergency.

1st Reading	117
2nd Reading	121
CR	613
Considered, advanced, 3rd Reading, referred	673
Engrossed—To House	679
SAs concurred in—passed	723
4th Reading	747

Approved by Governor May 26, 1959.

HB 508—By Shipley (Nowata), et al. of the House, and Hamilton, Fine, McClendon, Walker, Dacus and Field of the Senate—An Act relating to loans to minors for higher education; conferring contractual powers for certain purposes on persons sixteen years of age or over; and declaring an emergency.

1st Reading	117
2nd Reading	121
CR	123
Considered, advanced, 3rd Reading	
—to House	132-133
4th Reading	165
Approved by Governor February 2, 1959.	

HB 509—By Shibley and Finch of the House and Collins of the Senate—An Act relating to real estate and interest in oil and gas leasehold estates therein, owned by nonresidents of the State of Oklahoma; * * * and declaring an emergency.

1st Reading	188
2nd Reading	193
CR	509
Considered, advanced, 3rd Reading,	
referred	631
Engrossed—to House	651
SAs concurred in—passed	711
4th Reading	735
Approved by Governor May 25, 1959.	

HB 510—By McCarty—An Act relating to fireman's relief and pension funds * * * and declaring an emergency.

1st Reading	770
2nd Reading	784
CR	811
Considered, advanced, 3rd Reading,	
referred	1135
Engrossed—to House	1187
SAs concurred in—passed	1283
4th Reading	1337
Approved by Governor July 16, 1959.	

HB 511—By McCarty — An Act amending 11 O. S. 1951 § 364, relating to firemen's pensions; and declaring an emergency.

1st Reading	164
2nd Reading	168
CR	227
Considered, advanced, 3rd Reading	
—to House	279
4th Reading	296
Approved by Governor February 26, 1959.	

HB 515—By McCarty and Skeith—An Act relating to oral prescriptions for certain narcotic drugs and compounds; * * * and declaring an emergency.

1st Reading	164
2nd Reading	168
CR	241
Considered—advanced—3rd Reading—	
—to House	354
4th Reading	369
Approved by Governor March 17, 1959.	

HB 516—By McCarty and Skeith—An Act amending 59 O. S. 1951, * * * relating to the revocation and/or suspension of certificates of registration of registered pharmacists and registered assistant pharmacists; and declaring an emergency.

1st Reading	343
2nd Reading	348
CR	485

HB 517—By McCarty, Skeith and Buckler—An Act defining certain narcotic drugs and compounds as possessing no addiction liability; providing that a doctor or physician may prescribe oral prescriptions; * * * and declaring an emergency.

1st Reading	164
2nd Reading	168
CR	241
Considered—advanced—3rd Reading—	
—to House	323
4th Reading	344
Approved by Governor March 9, 1959.	

HB 518—By McCarty and Skeith—An Act amending 63 O. S. 1951, § 420, as amended, relating to penalties; and declaring an emergency.

1st Reading	261
2nd Reading	265
CR	709

HB 519—By McCarty and Skeith—An Act defining and declaring who is an addict to narcotic drugs or marihuana; * * * and declaring an emergency.

1st Reading	261
2nd Reading	265
CR	709

Considered—advanced — 3rd Reading—referred	1133
Engrossed—To House	1187
SAs concurred in—passed	1283
4th Reading	1337

Approved by Governor July 15, 1959.

HB 522—By Vandiver, et al—An Act relating to public highways and the emergency fund; emergency; amended for conference.

1st Reading	944
2nd Reading	953

HB 523—By Arrington, et al—An Act making an appropriation to the Oklahoma State Regents for Higher Education; providing for the allocation of funds to constituent institutions; * * * and declaring an emergency.

1st Reading	599
2nd Reading	609
CR	636

Considered—advanced — 3rd Reading—referred	874
Engrossed—To House	887
SAs rejected—Conference requested—To GCCA	951
Conference granted—To GCCA ..	958
CCR read—adopted — passed—To House	1276
4th Reading	1319

Approved by Governor July 7, 1959.

HB 524—By McCarty, of the House and Collins, Field and Stipe of the Senate.—An Act relating to roads and highways; providing for closing of highways by the state, counties and cities

for certain purposes; * * * and declaring an emergency.

1st Reading	200
2nd Reading	204
CR	556

Considered—advanced — 3rd Reading—referred	630
Engrossed—To House	651
SAs concurred in—passed	679
4th Reading	699

Approved by Governor May 19, 1959.

HB 528—By Briscoe of the House and McSpadden of the Senate.—An Act pertaining to county planning and zoning commissioners; * * * and declaring an emergency.

1st Reading	151
2nd Reading	157
CR	468
Wd—Re-ref	477
CR	486

Considered—advanced — 3rd Reading—referred	527; 555
Engrossed—To House	560
SAs concurred in—passed	644
4th Reading	650

Approved by Governor May 8, 1959.

HB 529—By Romang.—An Act pertaining to initiative and referendum petitions, relating to the forms and requisites thereof. * * * and declaring an emergency.

1st Reading	489
2nd Reading	498
CR	548
Wd—Re-ref	1135
CR	1145

Considered — advanced; Vote reconsidered by which advanced	1316; 1318
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HB 531—By Ogden, et al of the House and Wilson (Beckham), and Payne of the Senate.—An Act establishing a merit system of personnel administration; defining terms; authorizing the governor to place certain agencies and departments of state government under said

merit system * * * and declaring an emergency.

1st Reading	403
2nd Reading	406; 414
CR—Re-ref	438
CR	709
Considered, advanced, 3rd Reading, referred	752
Engrossed—To House	767
SAs rejected—Conference requested; granted	810; 819
SCs appointed; HCs named	853; 870
Additional SCs appointed	970
CCR read; adopted — passed — To House	1250; 1347
4th Reading	1368

Approved by Governor July 17, 1959.

HB 533—By Meacham of the House and Wilson (Beckham) of the Senate.—An Act making it unlawful to endanger another's safety by reckless conduct in connection with pistols, revolvers and other firearms; * * * and declaring an emergency.

1st Reading	157
2nd Reading	162
CR	811
Considered—advanced — 3rd Reading—referred	1138
Engrossed—To House	1187
SAs concurred in—passed	1283
4th Reading	1337

Approved by Governor July 16, 1959.

HB 534—By Meacham of the House and Wilson (Beckham) of the Senate.—An Act relating to county courts; amending Title 20, O. S. Supp. 1957; * * * to provide that the County Court may hold hearings in mental health proceedings in other places in the County than the County Seat; and declaring an emergency.

1st Reading	316
2nd Reading	318
CR	322
Considered—advanced — 3rd Reading—To House	373
4th Reading	395

Approved by Governor March 23, 1959.

HB 536—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations to the Office of the Chief Mine Inspector; * * * and declaring an emergency.

1st Reading	216
2nd Reading	222
CR	285
Considered—advanced — 3rd Reading—To House	291
4th Reading	314

Approved by Governor March 4, 1959.

HB 537—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making an appropriation to the legislative council; * * * and declaring an emergency.

1st Reading	164
2nd Reading	168
CR	187
Considered—advanced — 3rd Reading—To House	204
4th Reading	314

Approved by Governor March 4, 1959.

HB 538—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations to the Office of the Department of Charities and Corrections; * * * and declaring an emergency.

1st Reading	256
2nd Reading	260
CR—Re-ref	322
CR	352
Considered—advanced — 3rd Reading—referred	382
Engrossed—To House	387
SAs rejected—Conference requested	476
Conference granted; SCs appointed	546; 556
HCs named	566
House rejects CCR—further Conference requested—To GCCA ..	852
House withdraws message Re CCR ..	886
CCR rejected—further conference requested—To GCCA	1041
Further Conference granted — To GCCA	1041

CCR read	1063
CCR adopted—passed—To House	1102
4th Reading	1187
Approved by Governor July 8, 1959.	

HB 539—By Ruby and Davis of the House, and Hope and Bailey of the Senate.—An Act making an appropriation to the Department of Commerce and Industry; * * * and declaring an emergency.

1st Reading	371
2nd Reading	378
CR—Re-ref	601
CR	659
Considered—advanced—3rd reading—referred	681
Engrossed—To House	689
SAs rejected—Conference requested; To GCCA	716; 869
Conference granted—To GCCA	716
CCR read—rejected—further conference requested—SCs instructed	1063; 1104
Further Conference granted	1209
CCR read—adopted—passed—To House	1247
ML; Wd	1249; 1261
4th Reading	1286
Approved by Governor July 8, 1959.	

HB 540—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations to the office of the State Auditor; * * * and declaring an emergency.

1st Reading	179
2nd Reading	188
CR	226
Considered—advanced—3rd Reading—referred	289
Engrossed—To House	299
4th Reading	344
Approved by Governor March 9, 1959.	

HB 541—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations to the Office of the Criminal Court of Appeals; * * * and declaring an emergency.

1st Reading	216
2nd Reading	222
CR	285
Considered—advanced—3rd Reading—To House	290
4th Reading	314
Approved by Governor March 4, 1959.	

HB 542—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations to the Office of the Superior Courts; * * * and declaring an emergency.

1st Reading	256
2nd Reading	260
CR—Re-ref	653
CR	666
Considered—advanced—3rd Reading—To House	729
4th Reading	747
Approved by Governor May 26, 1959.	

HB 543—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations to the office of the district courts; * * * and declaring an emergency.

1st Reading	261
2nd Reading	265
CR—Re-ref	653
CR	666
Considered—advanced—3rd Reading—To House	729
4th Reading	747
Approved by Governor May 26, 1959.	

HB 544—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriation to the School Lunch Division of the State Board of Education; * * * and declaring an emergency.

1st Reading	216
2nd Reading	222
CR	341
Considered—advanced—3rd Reading—To House	379
4th Reading	404
Approved by Governor March 23, 1959.	

HB 545—By Ruby and Davis of the

House and Hope and Bailey of the Senate—An Act making appropriations to the Board of Equalization; * * * and declaring an emergency.

1st Reading	216
2nd Reading	222
CR	285
Considered—advanced—3rd Reading To House	292
4th Reading	314

Approved by Governor March 4, 1959.

HB 546—By Ruby, et al. of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Pardon and Parole Board; * * * and declaring an emergency.

1st Reading	355
2nd Reading	362
CR—Re-ref	795
CR	822
Considered—advanced—3rd Reading—referred	840
Engrossed—To House	852
SAs rejected—Conference requested—To GCCA	958
Conference granted—To GCCA	958
CCR read; adopted—passed—To House	1064; 1102
4th Reading	1187

Approved by Governor July 8, 1959.

HB 547—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Oklahoma Historical Society; * * * and declaring an emergency.

1st Reading	295
2nd Reading	300
CR	387
Considered—advanced—3rd Reading—referred	429
Engrossed—To House	438
SAs rejected—Conference requested	476
Conference granted; SCs appointed	546; 556
HCs named	566

CCR read; rejected—further conference requested—To GCCA	763; 957
Further Conference granted—To GCCA	978
CCR read; adopted—passed—To House	1064; 1101
4th Reading	1187
Approved by Governor July 8, 1959.	

HB 548—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the State Industrial Commission; * * * and declaring an emergency.

1st Reading	606
2nd Reading	609
CR—Re-ref	653
CR	666
Considered—advanced—3rd Reading—referred	681
Engrossed—To House	689
SAs concurred in—passed	711
4th Reading	735
Approved by Governor May 25, 1959	

HB 549—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the State Insurance Board; * * * and declaring an emergency.

1st Reading	433
2nd Reading	440
CR—Re-ref	565
CR	624
Considered—advanced—3rd Reading—referred	643
Engrossed—To House	653
SAs concurred in—passed	810
4th Reading	823
Approved by Governor June 5, 1959.	

HB 550—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the State Insurance Commission; * * * and declaring an emergency.

1st Reading	256
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2nd Reading	260
CR—Re-ref	458
CR	465
Considered—advanced—3rd Reading—To House	489
4th Reading	516
Approved by Governor April 15, 1959	

HB 551—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Oklahoma State Library; * * * and declaring an emergency.

1st Reading	295
2nd Reading	300
CR	341
Wd—Re-ref	428
CR	508
Considered—advanced—3rd Reading—referred	527
Engrossed—To House	531
SAs rejected; conference requested; To GCCA	810; 869
Conference granted—To GCCA	810
CCR read; adopted—passed—To House	1066; 1100
4th Reading	1187
Approved by Governor July 8, 1959.	

HB 552—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the State Mining Board; * * * and declaring an emergency.

1st Reading	216
2nd Reading	222
CR	285
Considered—advanced—3rd Reading—To House	289
4th Reading	314
Approved by Governor March 4, 1959.	

HB 553—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Secretary of State; * * * and declaring an emergency.

1st Reading	256
2nd Reading	260
CR—Re-ref	307

CR	369
Considered—advanced—3rd Reading—referred	428
Engrossed—To House	438
SAs rejected—Conference requested	476
Conference granted; SCs appointed	546; 556
HCS named	566
CCR read; adopted—passed—To House	716; 725
4th Reading	747
Approved by Governor May 26, 1959.	

HB 555—By Langley, et al. of the House and Bailey, Cowden, Miskovsky, Fine, Walker, Trent, Hamilton, McClendon, Easterly, King, Kerr, Morford, Allen, Land and Sandlin of the Senate—An Act relating to the public schools of Oklahoma; * * * and declaring an emergency.

1st Reading	565
2nd Reading	576
CR	600
Wd—Re-ref	794

HB 556—By Cox, et al.—An Act making an appropriation to the Taft State hospital; * * * and declaring an emergency.

1st Reading	838
2nd Reading	856
CR—Re-ref	912
CR	1013
Considered—advanced—3rd Reading—referred	1030
Engrossed—To House	1037
SAs rejected—Conference requested—To GCCA	1062
Conference granted—To GCCA	1063
CCR read—adopted—passed—To House	1273
4th Reading	1319

Approved by Governor July 16, 1959.

HB 557—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the clerk of the Supreme

Court, * * * and declaring an emergency.

1st Reading	180
2nd Reading	188
CR	192
Considered—advanced — 3rd Reading—To House	205
4th Reading	314

Approved by Governor March 4, 1959.

HB 558—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Office of the Supreme Court; * * * and declaring an emergency.

1st Reading	256
2nd Reading	260
CR—Re-ref	653
CR	676
Wd—Re-ref	730
CR	930
Considered—advanced — 3rd Reading—referred	946
Engrossed—To House	970
SAs rejected—Conference requested—To GCCA	997
Conference granted—To GCCA	997
CCR read; rejected—further conference requested—SAs instructed	1067; 1105
Further conference granted	1209
2nd CCR read—adopted — passed—To House	1359
4th Reading	1369

Approved by Governor July 8, 1959.

HB 559—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the office of the State Treasurer; * * * and declaring an emergency.

1st Reading	188
2nd Reading	193
CR	285
Considered—advanced — 3rd Reading—To House	292
4th Reading	314

Approved by Governor March 4, 1959.

HB 560—By Ruby and Davis of the House and Hope and Bailey of the Sen-

ate—An Act making appropriations to the office of the liquefied petroleum gas board; * * * and declaring an emergency.

1st Reading	262
2nd Reading	265
CR—Re-ref	307
CR	360
Considered—advanced — 3rd Reading—To House	381
4th Reading	404

Approved by Governor March 23, 1959.

HB 561—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making appropriations to the Department of Mental Health; * * * and declaring an emergency.

1st Reading	550
2nd Reading	560
Wd—Re-ref	605
CR	649
Considered—advanced — 3rd Reading—referred	656
Engrossed—To House	661
SAs rejected—Conference requested; To GCCA	716; 869
Conference granted—To GCCA	716
CCR read—adopted — passed—To House	1206
4th Reading	1235

Approved by Governor July 2, 1959.

HB 563—By Finch of the House and Collins of the Senate—An Act pertaining to motor vehicles; prohibiting the parking of motor vehicles on posted private property * * * and declaring an emergency.

1st Reading	200
2nd Reading	204
CR	548
Considered—advanced — 3rd Reading—To House	604
4th Reading	627

Approved by Governor May 1, 1959.

HB 566—By Skeith, et al of the House and Field of the Senate—An Act relating to sales; defining terms; reg-

ulating "closing out sales"; * * * and declaring an emergency.

1st Reading	262
2nd Reading	265
CR	353
Considered, advanced, 3rd Reading, referred	379; 478
Engrossed—To House	495
SAs concurred in—passed	524
4th Reading	525

Approved by Governor April 15, 1959

HB 567—By McCarty, et al of the House and Harris, Walker, Land, Collins, Bailey, Hamilton, Ritzhaupt, Sandlin, Cowden, Grantham, Tipps, Pazoureck, Miskovsky, Shoemake and Mahan of the Senate—An Act amending * * * relating to the allocation and disbursement of certain insurance premiums to the police pension and retirement systems of the State; and declaring an emergency.

1st Reading	174
2nd Reading	177
CR	341
Considered—advanced — 3rd Reading—referred	680
Engrossed—To House	689
SAs rejected—Conference requested; To GCCA	853; 1076
Conference granted—To GCCA	1094
CCR read; adopted — passed—To House	1186; 1201
4th Reading	1242

Approved by Governor July 8, 1959.

HB 568—By Judiciary Committee—An Act amending Section 424, Title 21, Oklahoma Statutes 1951; relating to conspiracy against the State of Oklahoma providing for punishment.

1st Reading	157
2nd Reading	162
CR	951

HB 569—By Judiciary Committee—An Act expediting and simplifying the disposition of property or of the proceeds of insurance policies in situations

wherein the title * * * is affected by the priority of death of two or more deceased persons * * *

1st Reading	188
2nd Reading	193
CR	747
Considered—advanced — 3rd Reading—referred	818
Engrossed—To House	831
SAs concurred in—passed	955
4th Reading	982

Approved by Governor June 23, 1959.

HB 570—By Judiciary Committee.—An Act relating to the preservation of private business records and providing for the conditions under which the same may be destroyed, and to make uniform the law with reference thereto.

1st Reading	157
2nd Reading	162
CR	699

HB 573—By Judiciary Committee.—An Act amending Section 991, Title 22, Oklahoma Statutes 1951 relating to suspension of judgment and sentence; * * *

1st Reading	188
2nd Reading	193
CR	951

HB 574—By Judiciary Committee.—An Act pertaining to criminal prosecution; providing for jury not to have information concerning previous prosecutions until after guilt of present offense has been determined; * * * and declaring an emergency.

1st Reading	157
2nd Reading	162
CR	951

HB 575—By Judiciary Committee.—An Act relating to property not subject to administration; providing for occupation of homestead by surviving spouse and minor children; * * * and declaring an emergency.

1st Reading	525
2nd Reading	532
CR	747

HB 576—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making an appropriation to the State Board of Education; * * * and declaring an emergency.

1st Reading	180
2nd Reading	188
CR	192
Considered—advanced — 3rd Reading—To House	205
4th Reading	314

Approved by Governor March 4, 1959.

HB 577—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making an appropriation to the court of tax review, * * * and declaring an emergency.

1st Reading	188
2nd Reading	193
CR	210
Considered—advanced — 3rd Reading—To House	212
4th Reading	314

Approved by Governor March 4, 1959.

HB 578—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations to the salary administration board; * * * and declaring an emergency.

1st Reading	431
2nd Reading	440
CR—Re-ref	811
CR	822
Considered—advanced — 3rd Reading—referred	840
Engrossed—To House	852
SAs rejected—Conference requested—To GCCA	958
Conference granted—To GCCA ...	958
CCR read; adopted — passed—To House	1067; 1101
4th Reading	1187

Approved by Governor July 10, 1959.

HB 579—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making an appropriation to the State Board of Vocational Edu-

cation; * * * and declaring an emergency.

1st Reading	431
2nd Reading	440
CR—Re-ref	560
CR	581
Considered—advanced — 3rd Reading—To House	596
4th Reading	607

Approved by Governor May 1, 1959.

HB 580—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making an appropriation to the State Soil Conservation Board; providing for the payment of operation expenses by the State Soil Conservation Board; * * * and declaring an emergency.

1st Reading	501
2nd Reading	509
CR—Re-ref	550
CR	650
Considered—advanced — 3rd Reading—referred	655
Engrossed—To House	661
SAs rejected—Conference requested; To GCCA	716; 869
Conference granted—To GCCA ...	716

HB 581—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making an appropriation to the State Highway Department; emergency; amended for conference.

1st Reading	944
2nd Reading	953
CR	1013
Considered—advanced — 3rd Reading—referred	1030
Engrossed—To House	1037
SAs rejected—Conference requested—To GCCA	1062
Conference granted—To GCCA ...	1063
CCR read—adopted—passed — To House	1293
4th Reading	1337

Approved by Governor July 8, 1959.

HB 582—By Ruby and Davis of the

House and Hope and Bailey of the Senate.—An Act making an appropriation to the Oklahoma Tax Commission; providing for the payment of employees and other operating expenses of the Oklahoma Tax Commission; * * * and declaring an emergency.

1st Reading	658
2nd Reading	661
CR	679
Considered—advanced — 3rd Reading—referred	727
Engrossed—To House	737
SAs rejected—Conference requested; to GCCA	810; 869
Conference granted—To GCCA ..	810
CCR read; adopted — passed—To House	1069; 1103
4th Reading	1187

Approved by Governor July 8, 1959.

HB 583—By Goodfellow, et al. of the House and Baldwin of the Senate.—An Act relating to the atomic energy, ionizing radiation and radiation protection: * * * and declaring an emergency.

1st Reading	606
2nd Reading	609
Wd—Re-ref	654
CR—Re-ref	747
CR	951
Considered—advanced — 3rd Reading	1031
ML; adopted	1031; 1051
3rd Reading—referred	1052
Engrossed—To House	1062
SAs rejected—Conference requested—HCs named	1196
Conference granted—SCs appointed	1196
CCR read; adopted — passed—To House	1250; 1317
4th Reading	1369

Approved by Governor July 16, 1959.

HB 584—By Ogden, et al of the House and Wilson (Beckham) and Payne of the Senate.—An Act amending 37 O. S. 1951, § 1, prohibiting the manufacture, sale or furnishing of alcoholic beverages; * * * and declaring an emergency.

1st Reading	165
2nd Reading	168

HB 586—By Ogden, et al of the House and Wilson (Beckham) and Payne of the Senate.—An Act amending 37 O. S. 1951, § 57, providing the punishment for violations of §§ 51 through 57, inclusive; making violations of §§ 51 through 57 a felony; increasing the penalty therefor; and declaring an emergency.

1st Reading	165
2nd Reading	168

HB 587—By McCune, McGahey, Forsythe, Johnston, Hopkins, Bradley (Tulsa) and Howard.—An Act relating to taxation; requiring destruction of certain ad valorem tax records and fixing time therefor; * * * and declaring an emergency.

1st Reading	188
2nd Reading	193
CR	666
Considered—advanced — 3rd Reading—referred	674
Engrossed—To House	679
SAs concurred in—passed	711
4th Reading	735

Approved by Governor May 25, 1959.

HB 588—By Romang.—An Act pertaining to the operation of vehicles; amending 47 O. S. 1951, § 392, * * * and declaring an emergency.

1st Reading	610
2nd Reading	620

HB 589—By Baggett, et al of the House and Miskovsky, Ritzhaupt, Grantham and Morford of the Senate.—An Act making an appropriation to the Oklahoma State Regents for Higher Education; stating the intention of the Legislature as to allocation for a medical research building; * * *

1st Reading	256
2nd Reading	260
CR—Re-ref	322
CR	341

Considered—advanced — 3rd Reading—referred 379
 Engrossed—To House 387
 SAs rejected—Conference requested 476
 Conference granted;SCs appointed 546; 556
 HCs named 566
 CCR read; adopted — passed — To House607: 614
 4th Reading 629
 Approved by Governor May 8, 1959.

HB 592—By Finch et al of the House and Collins and Stipe of the Senate.—An Act amending the Employment Security Act; * * * and declaring an emergency.

1st Reading 216
 2nd Reading 222
 CR 307
 Considered—advanced — 3rd Reading—To House 365
 4th Reading 388

Approved by Governor March 23, 1959.

HB 594—By Judiciary Committee.—An Act relating to summary administration of estates; authorizing the court to dispense with regular proceedings if inventory of estate does not exceed a certain amount; * * * and declaring an emergency.

1st Reading 515
 2nd Reading 526
 CR 699

HB 595—By Wolf et al of the House and Bailey, Hope and Collins of the Senate.—An Act amending * * * providing for a base pay for state employees of a minimum of Two Hundred Dollars (\$200.00) and increasing certain other grades; * * * and declaring an emergency.

1st Reading 996
 2nd Reading 1005
 CR—Re-ref 1211
 CR 1254
 Considered—stricken 1326

HB 597—By McCarty.—An Act pertaining to policemen, widows and dependents of policemen; * * * and declaring an emergency.

1st Reading 189
 2nd Reading 193
 CR 264

Considered—advanced — 3rd Reading—To House 325
 4th Reading 345

Approved by Governor March 9, 1959.

HB 598—By McGahey et al.—An Act relating to employee retirement systems; * * * by cities and towns * * * and declaring an emergency.

1st Reading 200
 2nd Reading 204
 CR 352

Considered—advanced — 3rd Reading—referred 357
 Vote reconsidered by which passed and by which advanced 363

Considered—advanced — 3rd Reading—referred for engrossment... 363
 Engrossed—To House 372
 SAs concurred in—passed 476
 4th Reading 477

Approved by Governor April 8, 1959.

HB 600—By Shoemake.—An Act relating to aircraft carrying passengers for hire; conferring certain authority on the pilot of such aircraft and upon persons subject to his jurisdiction; and declaring an emergency.

1st Reading 201
 2nd Reading 204
 CR 425
 Wd-Re-ref 468

HB 602—By McCune, et al.—An Act relating to the rehabilitation of clearance and redevelopment of blighted areas in incorporated cities over one hundred thousand (100,000) population in accordance with urban renewal plans * * * and declaring an emergency.

1st Reading 295

2nd Reading -----	300
CR -----	397
Considered—advanced — 3rd Reading—referred -----	431
Engrossed—To House -----	438
SAs concurred in—passed -----	476
4th Reading -----	477

Approved by Governor April 7, 1959.

HB 603—By McCarty and Buckler—An Act relating to juveniles; authorizing the Governor to execute the Interstate Compact on juveniles for and on behalf of the State of Oklahoma * * * and declaring an emergency.

1st Reading -----	362
2nd Reading -----	373
CR -----	811

HB 608—By Finch of the House and Collins, Herndon and Sandlin of the Senate—An Act amending Section 82 of Title 85, Oklahoma Statutes 1951 relating to depositions before the State Industrial Commission * * * and declaring an emergency.

1st Reading -----	256
2nd Reading -----	260
CR -----	756

HB 610—By Finch of the House and Collins, Herndon and Sandlin of the Senate—An Act pertaining to workmen's compensation; amending 85 O. S. 1951, * * * and declaring an emergency.

1st Reading -----	489
2nd Reading -----	498
CR—Re-ref -----	556
CR -----	636
Considered—advanced—3rd Reading -----	857
ML; time extended; failed -----	857;
916; 938; 953; 976; 994; 1033; 1040	

HB 611 — By Roads and Highways Committee—An Act relating to highways; providing a highway code for the State of Oklahoma; creating a State

Highway Commission and defining its powers, duties, authority and functions; * * * and declaring an emergency.

1st Reading -----	307
2nd Reading -----	313
CR -----	1062

HB 613—By Insurance Committee—An Act pertaining to insurance; prohibiting discrimination by any insurer through fictitious grouping of any firm, corporation or association of individuals; making certain exceptions; and declaring an emergency.

1st Reading -----	414
2nd Reading -----	426
CR -----	458
Considered—advanced — 3rd Reading—To House -----	484
4th Reading -----	629

Approved by Governor May 8, 1959.

HB 618—By Judiciary Committee — An Act relating to the support of dependents; * * *

1st Reading -----	944
2nd Reading -----	953

HB 620—By Howard, et al—An Act pertaining to recipients of public welfare aid or assistance; declaring the purpose of the Act to be prevention of improper solicitation, and not prevention of legitimate group action; * * * and declaring an emergency.

1st Reading -----	226
2nd Reading -----	228
CR -----	548
Considered—advanced — 3rd Reading—referred -----	597; 912
ML; time extended; made Special Order; tabled_	913; 953; 977; 983; 1035; 1043
Engrossed—To House -----	1045
SAs rejected—Conference requested; granted -----	1127; 1141
SCs appointed; HCs named_	1144; 1149
CCR read—adopted — passed—To House -----	1301

ML—tabled	1302	CR	624
4th Reading	1368	Considered—advanced — 3rd Reading—referred	632
Approved by Governor July 10, 1959.		Engrossed—To House	651
HB 621 —By Huser—An Act relating to fees of sheriffs and constables; * * * eliminating commission for collecting money on sales; and declaring an emergency.		SAs rejected—Conference requested; To GCCA	716; 869
1st Reading	343	Conference granted—To GCCA ..	716
2nd Reading	348	CCR read—adopted — passed—To House	1202
CR	353	4th Reading	1242
Considered—advanced — 3rd Reading—referred	367	Approved by Governor July 2, 1959.	
Engrossed—To House	372	HB 626 —By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making supplemental appropriations to Secretary of State; * * * and declaring an emergency.	
SAs concurred in—passed	438	1st Reading	256
4th Reading	452	2nd Reading	260
Approved by Governor April 1, 1959.		CR—Re-ref	307
HB 622 —By Huser—An Act relating to civil procedure; * * * requiring officer selling lands and tenements taken on execution to deposit purchase money with the clerk of the court from which said writ of execution issued; * * * and declaring an emergency.		CR	372
1st Reading	343	Considered—advanced — 3rd Reading—To House	381
2nd Reading	348	4th Reading	404
CR	353	Approved by Governor March 23, 1959.	
Considered—advanced — 3rd Reading—To House	367	HB 627 —By Poynor, Wolf, Garrison and Willis (Jackson) of the House and Bailey of the Senate—An Act relating to boards of education; amending 70 O. S. 1951 § 4-7 * * * by providing that elections of members of certain boards shall begin at 7:00 o'clock a.m. instead of 6:00 o'clock a.m.; and declaring an emergency.	
4th Reading	388	1st Reading	257
Approved by Governor March 23, 1959.		2nd Reading	260
HB 625 —By Ruby and Davis of the House and Hope and Bailey of the Senate — An Act making appropriations from the State Treasury of the State of Oklahoma for the operation and maintenance of state institutions; * * * making an appropriation for the payment of workmen's compensation insurance at the Oklahoma State penitentiary; making an appropriation for the payment of workmen's compensation insurance at the Oklahoma State reformatory; * * * and declaring an emergency.		CR	287
1st Reading	585	Considered—advanced — 3rd Reading—To House	300
2nd Reading	591	4th Reading	314
		Approved by Governor March 4, 1959.	
		HB 628 —By Sparks, et al of the House and Collins of the Senate—An Act relating to motor vehicles; defining motor vehicles; prohibiting the sale, barter or exchange thereof on Sunday; * * * and declaring an emergency.	
		1st Reading	285

2nd Reading	287
CR	400
Considered—advanced—3rd Reading—To House	481
ML; To House	483; 513
4th Reading	542
Approved by Governor April 16, 1959.	

HB 630—By Judiciary Committee and Johnston and Nance—An Act fixing the annual salaries for Justices of the Supreme Court, Judges of the Criminal Court of Appeals, and Judges of the District and Superior Courts; * * * and declaring an emergency.

1st Reading	314
2nd Reading	318
CR	397
Wd—Re-ref	440
CR	476
Considered—advanced—3rd Reading—referred	634; 692
Engrossed—To House	709
SAs concurred in; passed	853; 997
4th Reading	1003

Law without Governor's signature.

HB 631—By Briscoe and Privett—An Act amending 56 O. S. 1951, * * * which relates to financial resources of applicants for Old Age Assistance and ineligibility for such assistance; * * * and declaring an emergency.

1st Reading	296
2nd Reading	300
CR	400
Considered—advanced—3rd Reading—referred	464
Engrossed—To House	468
SAs concurred in—passed	524
4th Reading	525

Approved by Governor April 15, 1959.

HB 632—By Bullard, et al—An Act pertaining to solicitation of charitable contributions; defining terms; * * * and declaring an emergency.

1st Reading	454
2nd Reading	459

CR	519
Considered—advanced—3rd Reading—referred	614; 621
Engrossed—To House	636
SAs concurred in—passed	663
4th Reading	666
Approved by Governor May 8, 1959.	

HB 634—By Insurance Committee—An Act relating to foreign insurance companies; * * * and declaring an emergency.

1st Reading	832
2nd Reading	838
CR	855

HB 635—By House Professional and Occupational Regulations Committee—An Act relating to police pensions and retirements; * * * and declaring an emergency.

1st Reading	343
2nd Reading	348
CR	458

HB 636—By Murrow, et al of the House and Morford of the Senate—An Act amending 38 O. S. 1951, Section 28, * * * relating to juries; prescribing qualifications for jurors.

1st Reading	324
2nd Reading	332
CR	353
Considered—advanced—3rd Reading—referred	364
Engrossed—To House	372
SAs concurred in—passed	438
4th Reading	452

Approved by Governor April 1, 1959.

HB 637—By Murrow, et al of the House and Morford of the Senate—An Act amending Section 1, Title 38, Page 141, Oklahoma Session Laws 1953, relating to juries; providing for ascertaining names of qualified jurors; prescribing duties.

1st Reading	324
2nd Reading	332
CR	353

Considered—advanced — 3rd Reading—referred ----- 363
 Engrossed—To House ----- 369
 SAs concurred in—passed ----- 438
 4th Reading ----- 452
 Approved by Governor April 1, 1959.

HB 638—By Lance, et al of the House and Dacus, McColgin, McSpadden, Wilson (Greer), Field, Mahan and Pitcher of the Senate—An Act pertaining to predatory animals.

1st Reading ----- 662
 2nd Reading ----- 672
 CR ----- 756
 Considered—advanced — 3rd Reading—To House ----- 842
 House requested to return Bill; returned ----- 872; 878
 Vote reconsidered by which passed and advanced ----- 878
 Considered—advanced — 3rd Reading—referred ----- 878
 Engrossed—To House ----- 887
 SAs rejected—Conference requested—To GCCA ----- 958
 Conference granted—To GCCA-- 958
 CCR read; adopted -- passed—To House -----1069; 1100
 4th Reading ----- 1187
 Approved by Governor July 8, 1959.

HB 639—By Briscoe, et al of the House, and McSpadden of the Senate—An Act * * * relating to liens upon the assets of insolvent corporations by creating such liens on behalf of employees and agricultural and dairy producers; * * * and declaring an emergency.

1st Reading ----- 314
 2nd Reading ----- 318
 CR ----- 322
 Considered—advanced — 3rd Reading—To House ----- 332
 4th Reading ----- 352
 Approved by Governor March 16, 1959.

HB 640—By Lance—An Act relating to the Public Schools of Oklahoma; * * * dealing with the per capita cost

index referred to in Section 9 (d), Article X, Oklahoma Constitution, as amended; and declaring an emergency.

1st Reading ----- 314
 2nd Reading ----- 318
 CR ----- 353

Considered—advanced — 3rd Reading—To House ----- 366
 4th Reading ----- 388
 Approved by Governor March 23, 1959.

HB 641—By Shibley, et al of the House and Miskovsky of the Senate—An Act relating to fireworks; defining same; specifying manner of storage, sale and handling; * * *

1st Reading ----- 344
 2nd Reading ----- 348
 CR ----- 486

Considered—advanced — 3rd Reading ----- 506
 ML; time extended; adopted----- 509; 531; 545

Vote reconsidered by which adopted—Re-ref ----- 545
 CR ----- 702

Considered—advanced — 3rd Reading—referred ----- 1033
 Engrossed—To House ----- 1037
 SAs concurred in—passed ----- 1062
 4th Reading ----- 1106
 Approved by Governor June 27, 1959.

HB 643—By Lance, et al of the House and Dacus, Carrier, Kerr, Boecher, McColgin, Berrong, McSpadden, Walker, Breden, Herndon, Allen, Hall, Mahan, Ritzhaupt, Baldwin, Cobb, Stipe and Hamilton of the Senate—An Act amending 63 O. S. 1951; Section 295.3; relating to fluid market milk; and declaring an emergency.

1st Reading ----- 451
 2nd Reading ----- 454
 CR ----- 749

Considered — referred to Legislative Council for interim study-- 1366

HB 644—By Lance—An Act relating to fish and turtles; prohibiting leaving dead fish and turtles on banks of State

owned lakes; * * * and declaring an emergency.

1st Reading ----- 257

2nd Reading ----- 260

CR ----- 718

Considered—advanced — 3rd Reading—referred ----- 786

Engrossed—To House ----- 795

SAs concurred in—passed ----- 853

4th Reading ----- 863

Approved by Governor June 10, 1959.

HB 646—By Stevens and Bond (Stevens)—An Act amending 58 O. S. 1951, § 931, * * * relating to contracts for easements by administrators, executors and guardians; * * * and declaring an emergency.

1st Reading ----- 502

2nd Reading ----- 509

CR ----- 548

HB 647—By Garrison, et al of the House and Grantham of the Senate—An Act pertaining to voting machines; * * * and declaring an emergency.

1st Reading ----- 838

2nd Reading ----- 856

CR ----- 1251

HB 648—By Privett, et al of the House and Harris of the Senate—An Act amending Section 4, Chapter 7A, Title 63, * * * relating to rest homes and like institutions; * * * and declaring an emergency.

1st Reading ----- 296

2nd Reading ----- 300

CR ----- 361

Considered—advanced — 3rd Reading—To House ----- 483

4th Reading ----- 516

Approved by Governor April 15, 1959.

HB 650—By Howard, et al of the House and Bailey, Harris, Land, McSpadden, Mahan and Stipe of the Senate—An Act pertaining to taxation; * * * pertaining to depletion allowable for oil and gas production for income tax purposes, * * *

1st Reading ----- 1015

2nd Reading ----- 1037

CR ----- 1211

HB 651—By Cox—An Act relating to mental health * * * defining “pupil” for purposes of this Act; providing for the transfer of pupils and the method thereof; * * * and declaring an emergency.

1st Reading ----- 257

2nd Reading ----- 260

CR ----- 485

Considered—advanced — 3rd Reading—referred ----- 597

Engrossed—To House ----- 601

SAs rejected—Conference requested; granted ----- 666; 705

SCs appointed; HCs named ----- 756; 827

CCR read; adopted—passed —To House ----- 966; 1010

4th Reading ----- 1045

Approved by Governor June 27, 1959.

HB 653—By Levergood, et al of the House and Morford and Grantham of the Senate—An Act providing for the simplification of land titles; providing that any person having an unbroken chain of titles of record to any interest in land for thirty-one (31) years shall at the end of such period be deemed to have a marketable record title * * *

1st Reading ----- 502

2nd Reading ----- 509

CR ----- 689

Considered—advanced — 3rd Reading ----- 899

ML; time extended; adopted ----- 908; 946; 953; 977; 983; 1027

Vote reconsidered by which advanced ----- 1027

Considered—advanced — 3rd Reading—referred ----- 1027

ML; time extended; failed ----- 1027; 1123; 1184; 1197

Engrossed—To House ----- 1213

SAs concurred in—passed ----- 1332

4th Reading ----- 1368

Pocket Vetoed.

HB 655—By Committee on County, State and Federal Government—An Act repealing 19 O. S. 1951, § 231 which pertains to the hiring of extra help by counties; and declaring an emergency.

1st Reading	296
2nd Reading	300
CR	468
Considered—advanced — 3rd Reading—To House	593
4th Reading	607

Approved by Governor May 1, 1959.

HB 656—By Ruby, et al of the House and Hope, Bailey and Miskovsky of the Senate—An Act making appropriations to the Governor's Committee on employment of the handicapped; * * * and declaring an emergency.

1st Reading	296
2nd Reading	300
CR—Re-ref	400
CR	423
Considered—advanced — 3rd Reading—referred	428
4th Reading	458

Approved by Governor April 1, 1959.

HB 657—By Bond (Marshall) and Mitchell—An Act relating to bang's disease among livestock; * * * and declaring an emergency.

1st Reading	658
2nd Reading	661
CR	737
Considered—advanced — 3rd Reading	1238; 1255

HB 659—By Finch, et al of the House and Grantham of the Senate—An Act making appropriation for slaughter houses.

1st Reading	355
2nd Reading	362
CR—Re-ref	400
CR	423
Considered—advanced — 3rd Reading—referred	488
Engrossed—To House	497

SAs rejected—Conference requested—granted 524; 733
HCs named—SCs appointed ---- 756

HB 660—By Ogden of the House and Wilson (Beckham) of the Senate—An Act relating to motor vehicle registration; amending 47 O. S. 1951, Section 22.14, providing that any motor vehicle owned by the Department of Public Safety shall be registered each year for a fee of One Dollar (\$1.00); and declaring an emergency.

1st Reading	324
2nd Reading	332

HB 661—By McGahey, et al—An Act relating to instruments filed, and instruments on file, in the office of the Court Clerk of the several counties of the State; providing that a micro-film of any instrument on file in the office of the court clerk shall constitute a duplicate original of the instrument involved; * * * and declaring an emergency.

1st Reading	314
2nd Reading	318
CR	425

Considered—advanced — 3rd Reading—To House

479	
4th Reading	516

Approved by Governor April 15, 1959.

HB 663—By Finch, Allard and Shibley of the House and Collins of the Senate—An Act providing for the annexation of territory for the new site of a city or incorporated town liable to inundation by the construction of a lake, reservoir or other body of water; * * * and declaring an emergency.

1st Reading	296
2nd Reading	300
CR	390

Considered—advanced -- 3rd Reading To House

406	
4th Reading	436

Approved by Governor March 31, 1959.

HB 664—By Romang—An Act re-

quiring identification on political newspaper advertising, and upon political handbills and circulars; * * *

1st Reading	324
2nd Reading	332
CR—Re-ref	486
CR	509
Wd—Re-ref	544

HB 666—By Odom (Wagoner)—An Act amending 62 O.S. 1951 § 475, relating to registration and payment of warrants and certificates of indebtedness; * * * and declaring an emergency.

1st Reading	307
2nd Reading	313
CR	352
Considered—advanced—3rd Reading—To House	392
4th Reading	409
Approved by Governor March 25, 1959.	

HB 668—By County, State and Federal Government Committee of the House—An Act amending 19 O. S. 1951, § 186, which provides that County Attorneys receive a portion of forfeited bonds or recognizances which they collect; and declaring an emergency.

1st Reading	316
2nd Reading	318
CR	971

HB 670—By Sparkman of the House and Hall of the Senate—An Act relating to restraint of domestic animals; applying closed-range provisions to those portions of Delaware county * * * and declaring an emergency.

1st Reading	262
2nd Reading	265
CR	322
Considered—advanced—3rd Reading—To House	362
4th Reading	388
Approved by Governor March 23, 1959.	

HB 671—By Odom (Wagoner), et al—An Act relating to libel; requiring campaign matter to contain the names of persons, firms or corporations pre-

paring, distributing or circulating same; * * *

1st Reading	489
2nd Reading	498
CR	548

HB 674—By Water Resources Committee—An Act pertaining to conservation of natural resources; defining terms; providing for the creation of watershed improvement districts within one or more soil conservation districts. * * * and declaring an emergency.

1st Reading	644
2nd Reading	654
CR—Re-ref	862
CR	1045
Considered—advanced—3rd Reading—referred	1214
Engrossed—To House	1235
SAs concurred in—passed	1333
4th Reading	1368
Approved by Governor July 17, 1959.	

HB 675—By Green, et al of the House and Grantham of the Senate—An Act relating to birds; prohibiting the molestation or killing of any species of hawk, excepting * * * and declaring an emergency.

1st Reading	514
2nd Reading	526
CR	609
Considered—advanced—3rd Reading—To House	626
4th Reading	650
Approved by Governor May 8, 1959.	

HB 679—By Shoemake, et al—An Act pertaining to traffic safety; authorizing county commissioners to construct, repair, and maintain traffic control devices * * * and declaring an emergency.

1st Reading	324
2nd Reading	332
CR	468
Considered—advanced—3rd Reading—To House	685
4th Reading	709
Approved by Governor May 19, 1959.	

HB 682—By Ruby and Davis of the House, and Hope and Bailey of the Senate—An Act making an appropriation to the office of the District Courts; * * * making an appropriation to the office of the Superior Courts; * * * and declaring an emergency.

1st Reading	314
2nd Reading	318
CR—Re-ref	653
CR	666
Considered—advanced — 3rd Reading—To House	728
4th Reading	747

Approved by Governor May 26, 1959.

HB 683—By Watkins and Shoemake—An Act relating to disaster areas; * * * making it unlawful for unauthorized persons to follow emergency vehicles or drive to, proceed to or remain in such areas; * * * and declaring an emergency.

1st Reading	325
2nd Reading	332
CR	659
Considered—advanced— 3rd Reading—referred	1135
Engrossed—To House	1187
SAs concurred in—passed	1283
4th Reading	1349

Approved by Governor July 10, 1959.

HB 684—By Mountford—An Act relating to fees; * * * by increasing fee for marriage license from Three Dollars (\$3.00) to Five Dollars (\$5.00); and declaring an emergency.

1st Reading	314
2nd Reading	318
CR	322
Considered—advanced — 3rd Reading	383
ML; time extended; adopted	384; 405; 415
3rd Reading, referred	415
Engrossed—To House	426
SAs concurred in—passed	476
4th Reading	477

Approved by Governor April 8, 1959.

HB 685—By Haworth et al.—An Act repealing the urban renewal Act of 1957; * * * and declaring an emergency.

1st Reading	599
2nd Reading	609
CR	650
Wd—Re-ref	662
CR	676
Considered—advanced — 3rd Reading—referred	815
Engrossed—To House	831
SAs concurred in; passed	944; 955
4th Reading	986
Approved by Governor June 23, 1959.	

HB 687 By Tinker et al.—An Act for Capitol Information service.

1st Reading	784
2nd Reading	797
CR	852
Considered—advanced — 3rd Reading—referred	904
Engrossed—To House	912
SAs rejected—Conference requested—To GCCA	928
Conference granted—To GCCA	928

HB 688—By Fogarty et al.—An Act relating to marriages; amending 43 O. S. 1951, § 5, which relates to the issuance of marriage licenses, by requiring; Issuance during regular office hours of issuing official; and declaring an emergency.

1st Reading	344
2nd Reading	348
CR	353
Considered—advanced — 3rd Reading—referred	416
Engrossed—To House	426
SAs rejected—Conference requested	476
Conference granted	553
HCs named; SCs appointed	556; 598
CCR read; Special Order	706; 715
CCR rejected—further conference requested—SCs instructed	725
Further Conference granted—HCs named	747
SCs appointed	747
CCR read	765

CCR adopted—passed—To House... 806
 4th Reading 833
 Approved by Governor June 2, 1959.

HB 689—By Fuller and Ruby.—An Act relating to certain variances in names of persons in instruments, court proceedings and decrees affecting title to real estate; * * *

1st Reading 380
 2nd Reading 390
 CR 476
 Considered—advanced—3rd Reading—referred 656
 Engrossed—To House 661
 SAs concurred in—passed 679
 4th Reading 699
 Approved by Governor May 19, 1959.

HB 691—By Fuller.—An Act relating to sewer improvement districts; * * * and declaring an emergency.

1st Reading 490
 2nd Reading 498
 CR 613
 Considered—advanced—3rd Reading—To House 654
 4th Reading 671
 Approved by Governor May 13, 1959.

HB 692—By Committee on Higher Education of the House and Committee on Education of the Senate.—An Act making appropriations for regional cooperation of southern states for educational opportunities; emergency; * * *

1st Reading 868
 2nd Reading 888
 CR 1013
 Considered—advanced—3rd Reading—referred 1028
 Engrossed—To House 1037
 SAs rejected—Conference requested—To GCCA 1062
 Conference granted—To GCCA .. 1063

HB 694—By Finch et al of the House and Collins and McSpadden of the Senate.—An Act relating to unemployment compensation provided for in the "Oklahoma Employment Security Act" and

benefits thereunder and the contributions (taxes) levied under said act * * * and declaring an emergency.

1st Reading 770
 2nd Reading 784
 CR 953
 Considered—advanced—3rd Reading—To House 1210
 4th Reading 1235
 Approved by Governor July 17, 1959.

HB 695—By Finch.—An Act relating to barbers; establishing the office of executive secretary-treasurer of the State Board of Barber Examiners; and declaring an emergency.

1st Reading 862
 2nd Reading 867
 CR 912
 Considered 1211

HB 697—By Haworth et al.—An Act relating to the profession of dentistry; * * * and declaring an emergency.

1st Reading 577
 2nd Reading 584
 CR 718
 Considered—advanced—3rd Reading—referred 828; 851
 Engrossed—To House 862
 SAs concurred in—passed 955
 4th Reading 986
 Approved by Governor June 23, 1959.

HB 699—By McGahey.—An Act pertaining to fees of official reporters; * * * and declaring an emergency.

1st Reading 576
 2nd Reading 584
 CR 689
 Considered—advanced—3rd Reading—To House 898
 4th Reading 932
 Approved by Governor June 12, 1959.

HB 700—By Shoemake.—An Act relating to business colleges, the granting of degrees thereby; * * * and declaring an emergency.

1st Reading 408

2nd Reading	414
CR—Re-ref	756
CR	811
Considered	1247; 1249

HB 702—By Willis (Cherokee) et al.—An Act relating to elections; providing circumstances under which ballot boxes may be opened for the purpose of counting ballots; * * * and declaring an emergency.

1st Reading	379
2nd Reading	391
CR	509
Considered—advanced — 3rd Reading—referred	521; 526
Engrossed—To House	531
SAs concurred in —passed	586
4th Reading	589

Approved by Governor April 29, 1959.

HB 703—By Reneau of the House and Morford and Carrier of the Senate.—An Act making an appropriation for chapel at State Training School at Helena, Oklahoma.

1st Reading	826
2nd Reading	838
CR	886
Considered—advanced —3rd Reading—referred	901
Engrossed—To House	912
SAs rejected—Conference requested—To GCCA	928
Conference granted—To GCCA	928

HB 705—By Garrison et al of the House and Mahan of the Senate.—An Act pertaining to expenditures from court funds; * * * and declaring an emergency.

1st Reading	380
2nd Reading	391
CR	548
Considered—advanced — 3rd Reading—To House	586
4th Reading	607

Approved by Governor May 1, 1959.

HB 706—By Clark et al.—An Act to provide, in the event of attack upon

the United States, for the continuity of the executive and judicial functions of the government * * * and declaring an emergency.

1st Reading	514
2nd Reading	526
CR	709
Considered—advanced — 3rd Reading—To House	786
4th Reading	823

Approved by Governor June 5, 1959.

HB 707—By Roberts et al.—An Act to provide, in the event of attack upon the United States, for the continuity of the legislative functions of the government of the state; * * * and declaring an emergency.

1st Reading	515
2nd Reading	526
CR	709
Considered—advanced — 3rd Reading—To House	787
4th Reading	823

Approved by Governor June 5, 1959.

HB 708—By Nichols, Richeson and Willis (Jackson).—An Act making an appropriation to the adjutant general's department for the purpose of making necessary repairs to the Altus, Henryetta and Wewoka armories; * * * and declaring an emergency.

1st Reading	606
2nd Reading	609
CR—Re-ref	886
CR	951

HB 710—By Willis (Cherokee) et al.—An Act relating to elections; providing that no person shall serve on a county or precinct election board who holds any state office or employment or who is * * * and declaring an emergency.

1st Reading	438
2nd Reading	454

HB 713—By Privett et al.—An Act relating to election officials.

1st Reading	645
2nd Reading	654

CR	699
Considered—advanced — 3rd Reading—referred	815
Engrossed—To House	831
SAs rejected—Conference requested—To GCCA	864
Conference granted—To GCCA ...	1094

HB 716—By Romang.—An Act authorizing the Board of County Commissioners to lease any tract of the county not needed, for a term not exceeding ten years; and declaring an emergency.

1st Reading	380
2nd Reading	391
CR	620
Stricken	649

HB 717—By Fuller et al.—An Act pertaining to insurance; * * * by adding credit unions as a group to whom group life insurance may be issued; * * * and declaring an emergency.

1st Reading	490
2nd Reading	498
CR	855

HB 718—By Sparkman and Etling of the House and Hall of the Senate.—An Act relating to certain school and public lands; * * * and declaring an emergency.

1st Reading	433
2nd Reading	440
CR	653
Wd—Re-ref	674

HB 719—By Willis (Jackson) of the House and Kerr of the Senate.—An Act authorizing and relating to county parking lots; * * * and declaring an emergency.

1st Reading	515
2nd Reading	526
CR	581
Considered—advanced — 3rd Reading—To House	584
4th Reading	607

Approved by Governor May 1, 1959.

HB 720—By Gotcher and Shoemake.—

An Act relating to penal and correctional institutions and programs; * * * and declaring an emergency.

1st Reading	414
2nd Reading	427
CR	451
Considered—advanced — 3rd Reading—referred	458; 473
Engrossed—To House	477
SAs rejected—Conference requested; granted	666; 705
SCs appointed; HCs named ...	756; 870

HB 722—By Briscoe et al of the House and McSpadden of the Senate.—An Act authorizing the governing boards of any constituent institution in the Oklahoma State System of Higher Education to lease lands of the State of Oklahoma under its control for oil, gas and mining purposes; * * * and declaring an emergency.

1st Reading	438
2nd Reading	454
CR	600
Considered—advanced — 3rd Reading—To House	612
4th Reading	629
Approved by Governor May 8, 1959.	

HB 723—By Shoemake et al of the House and Wilson (Greer) of the Senate.—An Act providing that time spent on unrevoked parole shall be deducted from the sentence of any person sentenced to imprisonment in a State Penal Institution; * * * and declaring an emergency.

1st Reading	415
2nd Reading	427
CR	526
Considered—advanced — 3rd Reading—To House	545
4th Reading	574
Approved by Governor April 24, 1959.	

HB 724—By Shoemake et al of the House and Mahan of the Senate.—An Act pertaining to roads and streets; authorizing the State Highway Department and County Commissioners to build and maintain roads and streets in cities

and towns having population * * * and declaring an emergency.

1st Reading	415
2nd Reading	427
CR	556
Considered; Re-ref	604; 612
CR	709
Considered—advanced — 3rd Reading—referred	805
Engrossed—To House	813
SAs concurred in —passed	853
4th Reading	863
Approved by Governor June 10, 1959.	

HB 725—By Hopkins et al.—An Act relating to diving; requiring any diver using mechanical diving or breathing device to place a flag at the point * * * and declaring an emergency.

1st Reading	490
2nd Reading	498
CR	709
Considered—advanced — 3rd Reading—To House	758
4th Reading	795
Approved by Governor June 1, 1959.	

HB 726—By Committee on County, State, and Federal Government.—An Act relating to the county court fund; authorizing expenditure thereof for maintenance of two way radio communications systems used by sheriffs * * * and declaring an emergency.

1st Reading	439
2nd Reading	454
CR	653
Considered—advanced — 3rd Reading—To House	663
4th Reading	688
Approved by Governor May 13, 1959.	

HB 728—By Committee on County, State and Federal Government.—An Act relating to deposit of county funds in banks and giving security therefor; * * * and declaring an emergency.

1st Reading	439
2nd Reading	454
CR	508

Considered—advanced — 3rd Reading—To House	633
House requested to return Bill	642
Returned by House	659
ML; time extended	659; 674
ML adopted; vote reconsidered which passed and advanced	685
Considered—Re-ref	685
CR	757
Considered—advanced — 3rd Reading	1225
ML; adopted	1255; 1267
3rd Reading—referred	1267
Engrossed—To House	1318
House requests Senate to recall bill for proper engrossment	1336
Bill recalled; returned	1336; 1348
Vote reconsidered by which emergency failed—emergency passed —To House	1348
4th Reading	1368
Approved by Governor July 15, 1959.	

HB 729—By McCarty et al.—An Act relating to barbiturates and stimulants; * * * and declaring an emergency.

1st Reading	770
2nd Reading	784
CR	837
Considered—advanced — 3rd Reading—To House	1361
4th Reading	1368
Approved by Governor July 15, 1959.	

HB 730—By McCarty, Goodfellow and Forsythe.—An Act relating to narcotic drugs * * * and declaring an emergency.

1st Reading	770
2nd Reading	784
CR	837

HB 733—By Mountford of the House and Stipe of the Senate.—An Act relating to workmen's compensation; amending 85 O. S. 1951 § 27.1, * * * by limiting testimony of physician called by commission to cause and extent of disability, * * * and declaring an emergency.

1st Reading	515
2nd Reading	526
CR	709

HB 736—By Reneau.—An Act prohibiting loitering about any private dwelling with the intent to secretly look upon the occupants of said building; making same a misdemeanor; and declaring an emergency.

1st Reading -----	565
2nd Reading -----	576
CR -----	653
Considered—advanced — 3rd Reading—referred -----	672
Engrossed—To House -----	679
SAs concurred in—passed -----	711
4th Reading -----	735

Approved by Governor May 25, 1959.

HB 737—By Larason et al.—An Act relating to taxation; * * * by excluding from gain amounts realized from involuntarily converted property, if such amounts are reinvested in like property within two (2) years of such conversion; * * * and declaring an emergency.

1st Reading -----	610
2nd Reading -----	620
CR -----	666
Considered, advanced, 3rd Reading ML; adopted -----	686; 703
Vote reconsidered by which advanced -----	704
Considered—Re-ref -----	704
CR -----	756
Considered—advanced — 3rd Reading—referred -----	798
Engrossed—To House -----	813
SAs concurred in—passed -----	853
4th Reading -----	863

Approved by Governor June 10, 1959.

HB 738—By Ogden et al of the House and Wilson (Beckham) of the Senate.—An Act relating to general assistance, commodity distribution and emergency relief; * * *

1st Reading -----	578
2nd Reading -----	584
CR -----	661
Considered—advanced — 3rd Reading—referred -----	1039
Engrossed—To House -----	1041

SAs concurred in—passed -----	1196
4th Reading -----	1217
Approved by Governor July 15, 1959.	

HB 739—By Howard et al.—An Act relating to municipal employees; * * * and declaring an emergency.

1st Reading -----	490
2nd Reading -----	498
CR -----	548
Wd—Re-ref -----	579
CR—Re-ref -----	689
CR -----	835
Considered — advanced -----	1137

HB 741—By McCarty.—An Act relating to pharmacy and pharmacists; defining terms; declaring the practice of pharmacy to be a profession; * * *

1st Reading -----	600
2nd Reading -----	609
Motion to Wd tabled -----	1052

HB 743—By Forsythe et al.—An Act amending 2 O. S. 1951, § 156 K, to provide for mandatory appropriation by the Excise Board for agricultural expositions and fairs; and declaring an emergency.

1st Reading -----	515
2nd Reading -----	526
CR -----	591
Considered—advanced — 3rd Reading—To House -----	602
4th Reading -----	627
Approved by Governor May 1, 1959.	

HB 744—By Huser et al of the House and Stipe of the Senate.—An Act relating to issuance of certificates of title to motor vehicles, and to security interests therein, in Oklahoma; * * *

1st Reading -----	1105
2nd Reading -----	1133

HB 746—By Shoemake of the House and Mahan, Cartwright (Seminole) and Cartwright (Bryan) of the Senate.—An Act relating to workmen's compensation; amending 85 O. S. 1951 § 43, as * * * and declaring an emergency.

1st Reading	515
2nd Reading	526
CR—Re-ref	689

HB 747—By Romang.—An Act relating to civil litigation; * * * and declaring an emergency.

1st Reading	515
2nd Reading	526
CR	653

Considered—advanced—3rd Reading—To House 675
 4th Reading 699
 Approved by Governor May 19, 1959.

HB 748—By Shoemake et al of the House and Wilson (Greer) and Stipe of the Senate.—An Act relating to penal institutions; * * * by raising the amount of money furnished from Five Dollars (\$5.00) to Thirty Dollars (\$30.00); and declaring an emergency.

1st Reading	645
2nd Reading	654
CR	757

Considered—advanced—3rd Reading—referred 1141
 ML 1142
 Engrossed—To House 1254
 SAs concurred in—passed 1333
 4th Reading 1349
 Pocket Vetoed.

HB 749—By Briscoe, et al of the House and McSpadden and Tipps of the Senate.—An Act relating to the Department of Public Safety.

1st Reading	645
2nd Reading	654
CR	930

Considered—advanced—3rd Reading—referred 1005
 Engrossed—To House 1013
 SAs rejected—Conference requested—To GCCA 1062
 Conference granted—To GCCA 1063

HB 752—By McCarty, et al of the House and Collins, McSpadden, Field, Cartwright (Seminole), Harris, Cowden, Carrier, Baldwin, Easterly, Hope, Mis-

kovsky and McColgin of the Senate.—An Act relating to motor vehicles; * * * increasing registration fees for motor vehicles, increasing weight limits for loads of motor vehicles, and changing formula as to sizes and weights of motor vehicles.

1st Reading	576
2nd Reading	584
CR	1036

Considered—advanced—3rd Reading—To House 1052
 ML; Tabled 1055; 1175
 To House 1175
 4th Reading 1191
 Approved by Governor July 18, 1959.

HB 753—By Haworth and Sparkman of the House and Shoemake and Hall of the Senate.—An Act relating to boats and vessels; * * *

1st Reading	826
2nd Reading	833
CR	1062

Considered—advanced—3rd Reading—referred 1110
 ML; Wd 1123; 1175
 Engrossed—To House 1175
 SAs rejected—Conference requested—HCs named 1196
 Conference granted; SCs appointed 1196; 1211
 CCR read—adopted—passed—To House 1342
 4th Reading 1369

Approved by Governor July 10, 1959.

HB 754—By Nichols, et al of the House and Allen and Wilson (Greer) of the Senate.—An Act relating to conservation; designating soil conservation district week; providing for appointment by the governor of members of the State Soil Conservation Board; * * * and declaring an emergency.

1st Reading	620
2nd Reading	629
CR	676

Considered—advanced—3rd Reading—To House 883

4th Reading ----- 909
Approved by Governor June 10, 1959.

HB 760—By Rogers—An Act relating to chiropody; * * * and declaring an emergency.

1st Reading ----- 868
2nd Reading ----- 888
CR ----- 912

HB 761—By Rogers of the House and Field of the Senate.—An Act relating to insurance; providing for the approval of a form of policy including fire insurance together with one or more additional perils; and declaring an emergency.

1st Reading ----- 826
2nd Reading ----- 838
CR ----- 855

HB 765—By McCarty, et al.—An Act providing that the Board of County Commissioners of any county is authorized to provide by resolution for a retirement fund and system for its employees; and declaring an emergency.

1st Reading ----- 516
2nd Reading ----- 526
CR ----- 620
Considered, Indefinitely postponed
634; 1361

HB 767—By Inman of the House and Trent of the Senate.—An Act relating to the public schools; requiring the preparation of duplicate copies of certain public school records * * * and declaring an emergency.

1st Reading ----- 826
2nd Reading ----- 838
CR ----- 1045
Considered—advanced—3rd Reading—To House ----- 1215
4th Reading ----- 1235
Approved by Governor July 10, 1959.

HB 768—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act continuing the appropriation made to the State Board of Public

Affairs from the public building fund; * * * and declaring an emergency.

1st Reading ----- 566
2nd Reading ----- 576
CR ----- 600
Considered—advanced—3rd Reading—To House ----- 625
4th Reading ----- 650
Approved by Governor May 8, 1959.

HB 769—By Sparks and Bond (Stephens).—An Act relating to courts; amending Section 10, Chapter 19, Title 39, * * * by allowing the garnishment in aid of execution to enforce judgments of such courts; * * * and declaring an emergency.

1st Reading ----- 516
2nd Reading ----- 526
CR ----- 575
Considered—advanced—3rd Reading—referred ----- 749
Engrossed—To House ----- 653
SAs concurred in—passed ----- 679
4th Reading ----- 699
Approved by Governor May 19, 1959.

HB 772—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations for the operation and maintenance of the State Mental Hospitals and the state schools for the mentally retarded; * * * and declaring an emergency.

1st Reading ----- 550
2nd Reading ----- 560
Wd—Re-ref ----- 605
CR ----- 624
Considered—advanced—3rd Reading—referred ----- 632
Engrossed—To House ----- 651
SAs rejected—Conference requested; To GCCA ----- 716; 869
Conference granted—To GCCA ----- 716
CCR read—adopted—passed—To House ----- 1204
4th Reading ----- 1235
Approved by Governor July 2, 1959.

HB 773—By McGahey, et al.—An Act relating to the county probation officer;

providing for the employment of office personnel; * * * and declaring an emergency.

1st Reading -----	620
2nd Reading -----	629
CR -----	783

HB 774—By Richardson, Mountford and Baggett.—An Act relating to civil procedure; * * * pertaining to joinder of causes of action, by Clarifying number of parties plaintiff who may join causes of action; and declaring an emergency.

1st Reading -----	611
2nd Reading -----	620
CR -----	653

Considered—advanced — 3rd Reading—referred -----	674
Engrossed—To House -----	679
SAs concurred in—passed -----	711
4th Reading -----	735

Approved by Governor May 25, 1959.

HB 775—By Andrews, et al.—An Act relating to professional athletic events, contests and exhibitions; * * * excluding amateur athletics; creating the Oklahoma Athletic Commission * * *; and declaring an emergency.

1st Reading -----	832
2nd Reading -----	838

HB 776—By Richardson, et al.—An Act relating to water and water rights; * * * provides for appropriation of waters by the United States; providing for notice of intent to utilize specified unappropriated waters to be filed with the Oklahoma Water Resources Board; * * * and declaring an emergency.

1st Reading -----	566
2nd Reading -----	576
CR -----	747

Considered—advanced — 3rd Reading—referred -----	1136
Engrossed—To House -----	1187
SAs concurred in—passed -----	1283
4th Reading -----	1349

Approved by Governor July 17, 1959.

HB 777—By McGahey, et al.—An Act

relating to voting machines; providing procedures for voting machines using ballots or ballot cards; * * * and declaring an emergency.

1st Reading -----	972
2nd Reading -----	988
CR -----	1013

Considered—advanced — 3rd Reading -----	1041
ML; Special Order; adopted -----	1042;
-----	1108; 1123

3rd Reading—Ordered to House -----	1199
ML; Tabled—To House -----	1200; 1358
4th Reading -----	1368

Approved by Governor July 15, 1959.

HB 779—By Shoemake, et al.—An Act relating to crimes and punishments; prohibiting solicitations of any valuable consideration from subordinates by state officers; * * * and declaring an emergency.

1st Reading -----	817
2nd Reading -----	825

HB 782—By Finch, Briscoe and Fogarty.—An Act relating to courts; authorizing the appointment of juvenile officers by county judges, with approval of county commissioners; * * * and declaring an emergency.

1st Reading -----	610
2nd Reading -----	620
CR -----	689

Considered—advanced — 3rd Reading—referred -----	773
Engrossed—To House -----	784
SAs concurred in—passed -----	853
4th Reading -----	863

Approved by Governor June 10, 1959.

HB 783—By McCune, et al of the House and Land of the Senate.—An Act providing for the filing of annual financial statements of estimates of needs with the county excise board by the boards of county commissioners, cities and towns and all school districts; * * * and declaring an emergency.

1st Reading -----	610
2nd Reading -----	620

CR	811
Considered—advanced — 3rd Reading—To House	816
4th Reading	833
Approved by Governor June 5, 1959.	

HB 784—By Green et al. of the House and Grantham of the Senate.—An Act relating to the enforcement of motor vehicle laws; authorizing Commissioner of Public Safety to designate sheriffs to issue overweight and oversize permits in certain instances; * * * and declaring an emergency.

1st Reading	838
2nd Reading	856
CR	1127
Considered—advanced — 3rd Reading—To House	1362
4th Reading	1368
Pocket Vetoed.	

HB 785—By Bond (Stephens).—An Act pertaining to insurance; * * * permitting agents appointed by title insurance companies to countersign policies of title insurance or certificates of title; and declaring an emergency.

1st Reading	757
2nd Reading	772
CR	795
Considered—advanced — 3rd Reading—referred	1023
Engrossed—To House	1037
SAs concurred in—passed	1062
4th Reading	1106

Approved by Governor June 30, 1959.

HB 786—By Foster.—An Act relating to the public schools of Oklahoma; * * * providing that statutory reasons for transfer of school children from independent school districts shall be certified by the Boards of Education of such districts.

1st Reading	832
2nd Reading	838
CR	1045
Considered—advanced — 3rd Reading—To House	1226

4th Reading	1242
Pocket Vetoed.	

HB 792—By Sparks of the House and Collins of the Senate.—An Act relating to motor vehicles; * * * creating the Oklahoma Motor Vehicle Commission and prescribing qualifications and method of appointment of chairman and members; * * * and declaring an emergency.

1st Reading	826
2nd Reading	838
CR	912
Considered—advanced — 3rd Reading—To House	1365
4th Reading	1368
Approved by Governor July 16, 1959.	

HB 794—By Camp.—An Act vitalizing a constitutional amendment authorizing enactment of a plan for state financial assistance to Oklahoma communities to facilitate the state's industrial development * * *

1st Reading	771
2nd Reading	784
CR	1036
Considered—advanced — 3rd Reading—referred	1134
Engrossed—To House	1187
SAs concurred in—passed	1283
4th Reading	1368
Approved by Governor July 15, 1959.	

HB 795—By Hargrave of the House and Trent of the Senate.—An Act relating to elections; by adding a requirement that any person committed to an institution for mentally ill, or otherwise found to be incompetent by judicial action, shall have competency restored before becoming a candidate; and declaring an emergency.

1st Reading	658
2nd Reading	662
CR	862
Considered—advanced — 3rd Reading—To House	1316
4th Reading	1349
Approved by Governor July 10, 1959.	

HB 796—By Committee on Mental Health and Retardation.—An Act relating to day-night hospital for mental health.

1st Reading	784
2nd Reading	797
CR—Re-ref	837
CR	1045
Considered—advanced — 3rd Reading—referred	1133
Engrossed—To House	1187
SAs rejected—Conference requested—To GCCA	1304
Conference granted—To GCCA	1319
CCR read — adopted— passed — To House	1339
4th Reading	1368

Approved by Governor July 8, 1959.

HB 798—By Goodfellow.—An Act relating to crimes * * * by raising maximum imprisonment for cattle theft to fifteen (15) years.

1st Reading	1147
2nd Reading	1190
CR	1251

HB 799—By Howard, et al.—An Act relating to taxation; amending 68 O. S. 1951, § 15.12, which provides procedures for assessment of property; * * * and declaring an emergency.

1st Reading	620
2nd Reading	629
CR	783
Considered—advanced — 3rd Reading—referred	1135
Engrossed—To House	1187
SAs concurred in—passed	1283
4th Reading	1337

Approved by Governor July 15, 1959.

HB 801—By Shoemake, et al.—An Act relating to civil procedure * * * by requiring residence of one month in county where action is filed; and declaring an emergency.

1st Reading	645
2nd Reading	654
CR	689

Considered—advanced — 3rd Reading
 1303 |

HB 802—By Ruby and Levergood.—An Act relating to civil procedure; * * * by removing previous restrictions on verification for such service by party's attorney; and declaring an emergency.

1st Reading	645
2nd Reading	654
CR	689

HB 803—By Arrington and Sparks.—An Act relating to public buildings and public works; * * *

1st Reading	832
2nd Reading	838
CR	862

HB 804—By Ruby of the House and Shoemake of the Senate — An Act amending Sections 1, 4 and 5, House Bill 514, 26th Oklahoma Legislature; re-appropriating funds and stating purpose; * * * and declaring an emergency.

1st Reading	662
2nd Reading	672
CR	679

Considered—advanced — 3rd Reading—To House
 727 |

4th Reading
 747 |

Approved by Governor May 26, 1959.

HB 805—By Bullard, et al.—An Act relating to the transfer of legislative jurisdiction over Federal lands from or to this state; * * *

1st Reading	610
2nd Reading	620
CR	709

HB 806—By Bullard, et al of the House and Ritzhaupt, Bailey and Hall of the Senate.—An Act relating to mental health and the care, treatment and hospitalization of mentally ill and mentally deficient persons; * * * and declaring an emergency.

1st Reading	610
2nd Reading	620

CR	700
Considered—advanced—3rd Reading—To House	1358
4th Reading	1369
Approved by Governor July 16, 1959.	

HB 807—By Bond (Stephens) — An Act relating to joint control by sureties and others of money and other assets, for which sureties and others are or may be held responsible; * * * and declaring an emergency.

1st Reading	817
2nd Reading	825
CR	855
Considered—advanced—3rd Reading—To House	1025
4th Reading	1045
Approved by Governor June 30, 1959.	

HB 808 By Forsythe—An Act relating to professions and occupations; * * * and declaring an emergency.

1st Reading	817
2nd Reading	825
CR	837

HB 810 By Howard, et al—An Act relating to criminal procedures; * * * and declaring an emergency.

1st Reading	645
2nd Reading	654
CR	951

HB 812—By Howard, et al—An Act relating to counties; * * * which provide and prescribe a county electrical code for certain counties; creating a joint city-county electrical examining and appeal board; * * * and declaring an emergency.

1st Reading	1105
2nd Reading	1133

HB 813—By Rogers—An Act relating to professions and occupations; enlarging power and authority of Oklahoma State Board of Chiropractic; * * *

1st Reading	888
2nd Reading	912
CR	971

Considered—advanced—3rd Reading—To House	1215
4th Reading	1236
Approved by Governor July 15, 1959.	

HB 814—By McCune, et al of the House and Miskovsky of the Senate—An Act relating to elections; * * * prescribing the amount of contributions to be made by the State Election Board per precinct in counties in which voting machines are used; and declaring an emergency.

1st Reading	646
2nd Reading	654
CR	756
Considered—advanced—3rd Reading—referred	818
Engrossed—To House	831
SAs concurred in—passed	857
4th Reading	863

Approved by Governor June 10, 1959.

HB 815—By McCune, et al—An Act amending 58 O. S. 1951 § 414, as amended by Session Laws 1957, Page 462, Section 1, providing for notice of hearing petition to sell real estate in said estate; and declaring an emergency.

1st Reading	658
2nd Reading	662
CR	689
Considered—advanced—3rd Reading—referred	757; 814
Engrossed—To House	831
SAs concurred in—passed	857
4th Reading	863

Approved by Governor June 10, 1959.

HB 818—By Committee on Mental Health and Retardation—An Act making an appropriation to Western State hospital.

1st Reading	784
2nd Reading	797
CR	822
Considered—advanced—3rd Reading—referred	841
Engrossed—To House	852

SAs rejected—Conference requested—To GCCA	951
Conference granted—To GCCA	958
CCR read—adopted —passed—To House	1269
4th Reading	1349
Approved by Governor July 8, 1959.	

HB 819—By Fuller and Baggett.—An Act relating to securities * * * and declaring an emergency.

1st Reading	868
2nd Reading	888
CR	1045
Considered—advanced —3rd Reading—referred	1214
Engrossed—To House	1226

HB 821—By Dyer. An Act relating to the estates of incompetent persons subject to the jurisdiction of the county court; * * * and declaring an emergency.

1st Reading	658
2nd Reading	662
CR	689
Considered—advanced —3rd Reading—To House	1136; 1246
4th Reading	1259
Approved by Governor July 15, 1959.	

HB 823—By Poynor, et al of the House and Bailey of the Senate.—An Act making an appropriation to the Oklahoma State Department of Commerce and Industry; * * * and declaring an emergency.

1st Reading	734
2nd Reading	738
CR—Re-ref	797
CR	821
Considered—advanced —3rd Reading—To House	842
4th Reading	863
Approved by Governor June 10, 1959.	

HB 825—By Ogden, et al of the House and Wilson (Beckham), Miskovsky and Payne of the Senate.—An Act relating to alcoholic beverages; * * * establishing the Oklahoma Alcoholic Beverage Control Board, prescribing its powers and

duties; * * * and declaring an emergency.

1st Reading	734
2nd Reading	738
CR	887
Considered—advanced —3rd Reading—referred	932; 947; 955; 972; 977; 989
Engrossed—To House	1004
ML and ruled out of order	1005
SAs concurred in—passed	1033
4th Reading	1035
Approved by Governor June 23, 1959.	

HB 826—By Converse, Lance, Hopkins and Cooksey.—An Act relating to game and fish; restricting means of commercial fishing; * * * and declaring an emergency.

1st Reading	863
2nd Reading	867
CR	1076
Considered—advanced—Re-ref	1217

HB 829—By Howard, McCune, Johnston, Hopkins, McGahey, Forsythe and Bradley (Tulsa).—An Act relating to criminal procedure; providing for the calling of a grand jury upon presentation of petition; making calling of subsequent grand juries during same term of court optional with district judge; providing for severability; and declaring an emergency.

1st Reading	658
2nd Reading	662
CR	951

HB 830—By Richeson, et al.—An Act fixing the compensation of the Board of Review of the Oklahoma Employment Security Commission; * * * and declaring an emergency.

1st Reading	784
2nd Reading	797
CR	1045
Considered—advanced —3rd Reading—referred	1141
Engrossed—To House	1187
SAs concurred in—passed	1283

4th Reading ----- 1337
Approved by Governor July 15, 1959.

HB 831—By Sparkman of the House and Hall of the Senate.—An Act relating to game and fish; amending 29 O. S. 1951 § 206, providing penalties for certain hunting violations by nonresidents by reducing minimum fine to Fifteen Dollars (\$15.00); and declaring an emergency.

1st Reading ----- 658
2nd Reading ----- 661
CR ----- 756

HB 833—By Cartwright, et al.—An Act relating to intoxicating beverages; * * * providing that said beverages may be sold in any lawful commercial channel within or without the State of Oklahoma; * * * and declaring an emergency.

1st Reading ----- 658
2nd Reading ----- 661
CR ----- 709

Considered—advanced — 3rd Reading—referred ----- 884; 893

Engrossed—To House ----- 912
SAs concurred in—passed ----- 944
4th Reading ----- 970

Approved by Governor June 22, 1959.

HB 834—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making appropriations from designated state funds to pay warrants canceled by statute; * * * and declaring an emergency.

1st Reading ----- 739
2nd Reading ----- 750
CR ----- 886

Considered—advanced—3rd Reading—referred ----- 900

Engrossed—To House ----- 912
SAs rejected—Conference requested—To GCCA ----- 928

Conference granted—To GCCA ----- 928
CCR read; adopted—passed --- To

House ----- 1070; 1104
4th Reading ----- 1187

Approved by Governor July 8, 1959.

HB 835—By Stewart, et al.—An Act relating to education, defining terms; creating the Oklahoma Higher Education Assistance Authority for the purpose of making loans to certain students; * * * and declaring an emergency.

1st Reading ----- 986
2nd Reading ----- 1005

HB 839—By Converse.—An Act relating to education and livestock activities at Murray State College.

1st Reading ----- 784
2nd Reading ----- 798
CR ----- 855

Considered—advanced — 3rd Reading—referred ----- 875

Engrossed—To House ----- 887
SAs rejected—Conference requested—To GCCA ----- 958

Conference granted—To GCCA ----- 958
CCR read—adopted — passed—To

House ----- 1340
4th Reading ----- 1368

Approved by Governor July 8, 1959.

HB 845—By Fuller of the House and Berrong of the Senate.—An Act relating to insurance; * * * by imposing a tax on certain insurance policies issued by certain unauthorized insurers; * * * and declaring an emergency.

1st Reading ----- 817
2nd Reading ----- 825
CR ----- 855

Considered—advanced — 3rd Reading—emergency roll call deferred 1034

Emergency roll call—To House ----- 1058
ML; Wd—To House ----- 1062; 1184

4th Reading ----- 1209

Approved by Governor July 8, 1959.

HB 846—By Fuller of the House and Berrong of the Senate.—An Act relating to insurance; * * * by providing a penalty for insurance purchasers failing to remit certain taxes prescribed * * * and declaring an emergency.

1st Reading ----- 817
2nd Reading ----- 826

CR ----- 855
 Considered—advanced—3rd Reading—To House ----- 1057
 ML; Wd—To House ----- 1062; 1184
 4th Reading ----- 1209
 Approved by Governor July 8, 1959.

HB 847—By Cartwright.—An Act relating to the State Department of Commerce and Industry; creating the Division of Oklahoma Today magazine; * * * and declaring an emergency.
 1st Reading ----- 1106
 2nd Reading ----- 1132

HB 848—By Bond (Marshall) et al.—An Act to make the possession, sale or distribution of live or unattenuated virulent hog cholera virus unlawful in Oklahoma; * * *
 1st Reading ----- 869
 2nd Reading ----- 888
 CR ----- 912
 Considered—advanced—3rd Reading—To House ----- 1213
 4th Reading ----- 1235
 Approved by Governor July 10, 1959.

HB 849—By Shibley.—An Act * * * levying an excise tax on petroleum oil produced in this state; * * * and declaring an emergency.
 1st Reading ----- 869
 2nd Reading ----- 888
 CR ----- 1037
 Considered—advanced—3rd Reading—To House ----- 1040
 4th Reading ----- 1055
 Approved by Governor June 27, 1959

HB 850—By Baggett.—An Act relating to conveyances; amending 16 O. S. 1951 § 37b, relating to foreign executions and acknowledgements, by making that section prospective in application; and declaring an emergency.
 1st Reading ----- 868
 2nd Reading ----- 888
 CR ----- 1037

HB 852—By Howard, et al.—An Act

relating to elections; * * * by allowing designated employees or assistants of secretaries of county election boards to administer oaths for absentee ballots; * * * and declaring an emergency.

1st Reading ----- 838
 2nd Reading ----- 856
 CR ----- 1251
 Considered—advanced—3rd Reading—To House ----- 1364
 4th Reading ----- 1369
 Approved by Governor July 16, 1959.

HB 853—By Nance.—An Act relating to crimes and punishments; providing the circumstances under which a sentence of death imposed by a judge upon a plea of guilty shall be executed; * * * and declaring an emergency.
 1st Reading ----- 868
 2nd Reading ----- 888

HB 854—By Shoemake and Watkins.—An Act relating to airports; providing for construction, repair, maintenance and surfacing of airports in counties where none exist, * * * and declaring an emergency.
 1st Reading ----- 827
 2nd Reading ----- 838
 CR ----- 862
 Considered—advanced—3rd Reading—referred ----- 1226; 1236
 Engrossed—To House ----- 1259
 SAs concurred in—passed ----- 1333
 4th Reading ----- 1369
 Approved by Governor July 16, 1959.

HB 855—By Shoemake, et al of the House and Tipps of the Senate.—An Act making an appropriation of the War Veterans Commission; * * * and declaring an emergency.
 1st Reading ----- 869
 2nd Reading ----- 888
 CR ----- 951

HB 856—By Shoemake and Howard of the House and Tipps of the Senate.—An Act relating to motor vehicles;

exempting military convoys from municipal traffic regulations* * * and declaring an emergency.

1st Reading	817
2nd Reading	826
CR	1127
Considered—advanced — 3rd Reading—referred	1142
ML	1143
Engrossed—To House	1254
SAs concurred in—passed	1333
4th Reading	1337

Approved by Governor July 15, 1959.

HB 857—By Williams (Murray).—An Act relating to liquefied petroleum gas; requiring persons engaged in certain businesses to secure registration permits from the State Liquefied Petroleum Gas Administration; * * * and declaring an emergency.

1st Reading	817
2nd Reading	826
CR	867
Considered—advanced — 3rd Reading—referred	1134
Engrossed—To House	1187
SAs concurred in—passed	1283
4th Reading	1337

Approved by Governor July 16, 1959.

HB 859—By Belvin, et al of the House and Berrong, Kerr and Trent of the Senate.—An Act relating to vocational rehabilitation, and prescribing procedures; * * * authorizing establishment of workshops and other facilities, including but not limited to non-profit workshops and facilities, for certain purposes; * * * and declaring an emergency.

1st Reading	888
2nd Reading	912
CR	982
Considered—advanced — 3rd Reading—referred	1138
ML; Wd	1173; 1184
Engrossed—To House	1190
SAs concurred in—passed	1333
4th Reading	1368

Approved by Governor July 17, 1959.

HB 860—By Shoemake.—An Act relating to crimes; providing for the forfeiture to the State of all monies * * * which have been paid or given or delivered to any public official * * * whose testimony is expected to be used in any criminal or civil cause or other proceeding, in violation of the bribery laws of the State of Oklahoma; * * * and declaring an emergency.

1st Reading	944
2nd Reading	953
CR	1013
Considered—advanced — 3rd Reading—To House	1300
4th Reading	1337

Approved by Governor July 16, 1959.

HB 861—By House Committee on Education, Higher.—An Act relating to education; * * * relating to the issuance of bonds for Oklahoma Military Academy, * * * and declaring an emergency.

1st Reading	996
2nd Reading	1005
CR	1045
Considered—advanced — 3rd Reading—To House	1266
4th Reading	1286

Pocket Vetoed.

HB 862—By Levergood of the House and Hope of the Senate.—An Act relating to Title 17, Chapter 9, O. S. Statutes 1951; adding a new section pertaining to certain reporters' salaries; and declaring an emergency.

1st Reading	869
2nd Reading	888
CR—Re-ref	971
CR	1013
Considered—advanced — 3rd Reading—referred	1028
Engrossed—To House	1037
SAs rejected—Conference requested—To GCCA	1062
Conference granted—To GCCA ..	1063
CCR read—adopted — passed—To House	1341

4th Reading ----- 1368
 Approved by Governor July 10, 1959.

HB 867—By Municipal Government Committee and Ogden—An Act authorizing cities and towns to establish water distribution systems; * * * and declaring an emergency.

1st Reading ----- 832
 2nd Reading ----- 838
 CR ----- 852
 Considered—advanced—3rd Reading—referred ----- 917
 Engrossed—To House ----- 932
 SAs concurred in—passed ----- 944
 4th Reading ----- 970
 Approved by Governor June 22, 1959.

HB 868—By Fuller—An Act relating to elections; amending * * * by making recount provisions of state law specifically applicable to municipal elections; and declaring an emergency.

1st Reading ----- 945
 2nd Reading ----- 953
 CR ----- 982
 Considered—advanced—3rd Reading—referred ----- 1140
 Engrossed—To House ----- 1187
 SAs concurred in—passed ----- 1283
 4th Reading ----- 1319
 Approved by Governor July 16, 1959.

HB 870—By Nichols and Green—An Act relating to the conservation of natural resources; * * * and declaring an emergency.

1st Reading ----- 852
 2nd Reading ----- 856
 CR—Re-ref ----- 971
 CR ----- 1037
 Considered—advanced—3rd Reading—To House ----- 1357
 4th Reading ----- 1369
 Approved by Governor July 15, 1959.

HB 872—By Nance, Langley, Taliaferro, Nichols and Mitchell—An Act * * * providing for the licensing of vending machines used for the vending of cigarettes and tobacco products and de-

fining the term cigarette; and declaring an emergency.

1st Reading ----- 826
 2nd Reading ----- 838
 CR ----- 953
 Considered—advanced—3rd Reading—To House ----- 1049
 4th Reading ----- 1055
 Approved by Governor June 30, 1959.

HB 873—By Nance, et al—An Act relating to motor vehicle taxes; providing that all motor vehicle taxes, * * * shall be safeguarded by requiring such agents to deposit all such moneys in special motor vehicle tax accounts in banks, separate from their personal funds * * * and declaring an emergency.

1st Reading ----- 868
 2nd Reading ----- 888
 CR ----- 1037
 Considered—advanced—3rd Reading—referred ----- 1051; 1109
 ML ----- 1110
 Engrossed—To House ----- 1213
 SAs rejected—Conference requested—HCs named and instructed ----- 1333
 Conference granted—SCs appointed ----- 1342

HB 874—By Nance, et al—An Act amending the “State Tax Uniform Procedure Act” * * *

1st Reading ----- 833
 2nd Reading ----- 838
 CR ----- 953
 Considered—advanced—3rd Reading—To House ----- 1049
 4th Reading ----- 1055
 Approved by Governor June 30, 1959.

HB 875—By Nance, et al—An Act relating to the tax on tobacco products; * * * and declaring an emergency.

1st Reading ----- 827
 2nd Reading ----- 838
 CR ----- 953
 Considered—advanced—3rd Reading—To House ----- 1049

4th Reading ----- 1055
 Approved by Governor June 27, 1959.

HB 876—By Howard, et al of the House and Walker of the Senate—An Act relating to primary elections; * * * providing that candidates for Presidential Elector shall not participate in runoff primary elections; and declaring an emergency.

1st Reading ----- 856
 2nd Reading ----- 867
 CR ----- 909
 Considered—advanced — 3rd Reading—referred for engrossment -- 1137
 Engrossed—To House ----- 1187
 SAs rejected—Conference requested ----- 1306
 House requested to return Bill; returned ----- 1346; 1359
 Vote reconsidered by which emergency failed—emergency passed —To House ----- 1359
 4th Reading ----- 1369
 Approved by Governor July 16, 1959.

HB 878—By Belvin of the House and Collins of the Senate—An Act relating to civil procedure; * * * by prescribing fifteen (15) years as period of limitations on actions brought to recover real estate owned by municipalities, churches, eleemosynary institutions, and the owners of restricted and/or tax exempt Indian lands; * * * and declaring an emergency.

1st Reading ----- 945
 2nd Reading ----- 953
 CR ----- 1037

HB 880—By Baggett—An Act relating to motor vehicles; amending 47 O. S. 1951 § 52d, as amended. * * * and declaring an emergency.

1st Reading ----- 945
 2nd Reading ----- 954

HB 881—By McCune, et al of the House and Land of the Senate—An Act for mentally retarded children's hos-

pital in Tulsa; emergency; amended for conference.

1st Reading ----- 945
 2nd Reading ----- 953
 CR ----- 1127

HB 882—By Rogers—An Act relating to courts; providing for a chief counselor, counselor, and for compensation of officers and employees of the children's court in counties * * * and declaring an emergency.

1st Reading ----- 838
 2nd Reading ----- 856
 CR ----- 912
 Considered—advanced — 3rd Reading—referred ----- 1142
 Engrossed—To House ----- 1187
 SAs concurred in—passed ----- 1306
 4th Reading ----- 1337
 Approved by Governor July 16, 1959.

HB 883—By Howard.—An Act relating to crimes and punishments; * * * which prohibits defrauding hotels, inns, and certain similar establishments, by adding owners of motels to protected class; * * * and declaring an emergency.

1st Reading ----- 853
 2nd Reading ----- 856
 CR ----- 951

HB 884—By Rogers.—An Act relating to children; * * * by clarifying the class of courts which may authorize adoptions, and allowing adoption without consent where parents have abandoned child for one year or more; * * * and declaring an emergency.

1st Reading ----- 913
 2nd Reading ----- 931
 CR ----- 971
 Considered—advanced — 3rd Reading—To House ----- 1142; 1225; 1237
 4th Reading ----- 1259
 Approved by Governor July 15, 1959.

HB 889—By Buckler.—An Act relating to professions and occupations; making it unlawful to act or practice as a professional sanitarian or sanitarian in

training without certificate of registration; * * * and declaring an emergency.

1st Reading	869
2nd Reading	888
CR	912
Considered Indefinitely postponed	1227

HB 892—By Bond (Stephens) and Garrison.—An Act relating to taxation; exempting payments from trusts under employees' stock bonds, * * * and declaring an emergency.

1st Reading	996
2nd Reading	1005
CR	1304
Considered	1366

HB 893—By Howard, et al of the House and Land and Shoemake of the Senate.—An Act relating to elections, regarding registrations for voting and transfers of registrations; * * * and declaring an emergency.

1st Reading	856
2nd Reading	867
CR	909
Considered—advanced — 3rd Reading—referred	1137
Engrossed—To House	1187
SAs concurred in—passed	1333
4th Reading	1368
Pocket Vetoed.	

HB 894—By Skaggs.—An Act relating to special education of exceptional children; * * * increasing allowance for special education of deaf and blind children in institutions; * * * and declaring an emergency.

1st Reading	838
2nd Reading	856
CR	931
Considered—advanced — 3rd Reading—To House	1011
4th Reading	1036
Approved by Governor June 27, 1959.	

HB 895—By Roberts et al.—An Act relating to public health; vitalizing the Constitutional Amendment proposed by

House Joint Resolution No. 518 of Twenty-seventh Oklahoma Legislature, * * *

1st Reading	868
2nd Reading	888
CR	912
Considered—advanced — 3rd Reading—To House	1364
4th Reading	1369
Approved by Governor July 16, 1959.	

HB 899—By Shoemake.—An Act relating to the State Industrial Court; authorizing that court to reproduce documents and charge therefor; * * * and declaring an emergency.

1st Reading	869
2nd Reading	888
CR	1037

HB 903—By Allard, et al of the House and Breeden of the Senate.—An Act requiring all meetings of the governing bodies * * * supported in whole or in part by public funds, * * * to be public meetings; * * * and declaring an emergency.

1st Reading	945
2nd Reading	954
CR	982
Wd—Re-ref	1033
CR	1062
Considered—advanced — 3rd Reading—referred	1181
ML; Tabled	1182; 1235
Engrossed—To House	1235
SAs concurred in—passed	1333
4th Reading	1337
Approved by Governor July 9, 1959.	

HB 907—By Ruby and Davis of the House and Hope and Bailey of the Senate.—An Act making a supplemental appropriation to the State Treasurer; * * * and declaring an emergency.

1st Reading	826
2nd Reading	837
CR	886
Considered—advanced — 3rd Reading—referred	901
Engrossed—to House	912

SAs rejected—Conference requested—To GCCA ----- 928
 Conference granted To GCCA --- 928
 CCR read; adopted—passed — To
 House ----- 1071; 1103
 4th Reading ----- 1187
 Approved by Governor July 8, 1959.

HB 909—By McCune, et al of the House and Land and Miskovsky of the Senate.—An Act establishing a “court docket fund” in counties having a population * * * and declaring an emergency.
 1st Reading ----- 945
 2nd Reading ----- 954
 CR ----- 1004
 Considered—advanced — 3rd Reading—referred ----- 1108
 Engrossed—To House ----- 1123
 SAs concurred in—passed ----- 1196
 4th Reading ----- 1209
 Approved by Governor July 16, 1959.

HB 912—By Nance.—An Act relating to motor vehicle taxes; pertaining to the license registration and excise taxes thereon; * * * and declaring an emergency.
 1st Reading ----- 868
 2nd Reading ----- 888
 CR ----- 953
 Considered—advanced — 3rd Reading—To House ----- 1050
 4th Reading ----- 1055
 Approved by Governor June 27, 1959.

HB 913—By Garrison.—An Act relating to education; * * * by allowing certain underage transferred children to attend without tuition; and declaring an emergency.
 1st Reading ----- 869
 2nd Reading ----- 888

HB 914—By Ozmun and Cook.—An Act relating to the Examiners Division of the Department of Public Safety; Emergency; Amended for Conference.
 1st Reading ----- 978
 2nd Reading ----- 988
 CR ----- 1358

HB 917—By Howard, et al.—An Act relating to County Officers; amending Section 22, Chapter 19 Aa, Title 19, * * * by adding boards and councils to class from whom appeals might be taken; and declaring an emergency.
 1st Reading ----- 856
 2nd Reading ----- 867
 CR ----- 1045
 Considered—advanced — 3rd Reading—referred ----- 1143
 Engrossed—To House ----- 1187
 SAs concurred in—passed ----- 1333
 4th Reading ----- 1349
 Approved by Governor July 17, 1959.

HB 918—By Taliaferro.—An Act relating to roads and highways and the purchasing of materials, supplies, * * * creating the highway purchases standardization committee; * * * and declaring an emergency.
 1st Reading ----- 913
 2nd Reading ----- 931
 CR ----- 1062

HB 919—By Wolf and Poynor of the House and Bailey of the Senate—An Act * * * providing for the establishment of research centers on institutional airport properties; establishment of scientific research laboratories; and authorizing arrangements, * * * and declaring an emergency.
 1st Reading ----- 784
 2nd Reading ----- 798
 CR ----- 855
 Considered—advanced — 3rd Reading—referred ----- 892
 4th Reading ----- 909
 Approved by Governor June 12, 1959.

HB 921—By Levergood—An Act relating to city government; * * * providing that charter provisions shall not prevail when in conflict with certain sections of this title; * * * and declaring an emergency.
 1st Reading ----- 945
 2nd Reading ----- 954

HB 923—By Ruby of the House and Shoemake of the Senate—An Act relating to juvenile officers, amending * * * and declaring an emergency.

1st Reading ----- 857
2nd Reading ----- 867
CR ----- 931

HB 924—By Howard, et al—An Act relating to county officers; * * * providing for assistant county attorneys in certain counties; * * * and declaring an emergency.

1st Reading ----- 857
2nd Reading ----- 867
CR ----- 1004

Considered—advanced—3rd Reading—To House ----- 1025
4th Reading ----- 1045

Approved by Governor June 27, 1959.

HB 925—By Foster and Fuller—An Act relating to legislative districts; * * * and declaring an emergency.

1st Reading ----- 771
2nd Reading ----- 784
CR ----- 1211

Considered—advanced—3rd Reading—referred ----- 1363
Engrossed—To House ----- 1368

HB 927—By Ruby and Davis of the House and Hope and Bailey of the Senate—An Act making an appropriation to the State Board of Public Affairs; providing for the repair of boilers and steam lines at the Oklahoma State penitentiary; * * *

1st Reading ----- 827
2nd Reading ----- 838
CR ----- 886

Considered—advanced—3rd Reading—referred ----- 900
Engrossed—To House ----- 912

SAs rejected—Conference requested—To GCCA ----- 928

HB 928—By Metcalf of the House and Dacus of the Senate—An Act relating to children; amending 10 O. S. 1951, § 114.2, as amended, which relates to

examination for mental illness of children subject to admission to a state training school, by changing place of such examination; * * * and declaring an emergency.

1st Reading ----- 868
2nd Reading ----- 888
CR ----- 912

Considered—advanced—3rd Reading—To House ----- 1210

4th Reading ----- 1235

Approved by Governor July 17, 1959.

HB 929—By Ozmun and Cook—An Act relating to the Oklahoma Highway Patrol; emergency; amended for conference.

1st Reading ----- 1106
2nd Reading—To Calendar ----- 1132

HB 930—By Bower, et al of the House and Morford, Breeden and Field of the Senate—An Act relating to the public schools of Oklahoma; * * * providing for minimum of teachers in isolated school districts; * * * and declaring an emergency.

1st Reading ----- 945
2nd Reading ----- 954
CR ----- 1045

HB 932—By Richeson, et al—An Act relating to turnpikes; providing for the apportionment of the motor fuels excise taxes on motor fuels consumed on the Oklahoma Turnpikes to the Oklahoma Turnpike Authority * * * and declaring an emergency.

1st Reading ----- 946
2nd Reading ----- 954
CR ----- 1127

Attorney General's opinion Re ----- 1058
Considered—advanced—3rd Reading—referred ----- 1283

ML; Tabled ----- 1286
Engrossed—To House ----- 1316

SAs concurred in—passed ----- 1348
4th Reading ----- 1369

Approved by Governor July 16, 1959.

HB 933—By Baggett—An Act relat-

ing to Banks and Trust Companies;
* * * by providing therein for the purchase by State Banks of securities of small business investment companies * * * and declaring an emergency.

1st Reading	978
2nd Reading	988
CR	1147

HB 936—By Skaggs—An Act relating to the licensing and registration of automobile rental trailers and semi-trailers; * * * and declaring an emergency.

1st Reading	996
2nd Reading	1005
CR	1037

HB 938—By Wilkerson, et al—An Act relating to state institutions; making appropriations to the State Board of Affairs for the operation of Whitaker

State Orphans Home for the next biennium; * * * and declaring an emergency.

1st Reading	978
2nd Reading	988
CR	1013
Considered—advanced—3rd Reading—referred	1029
Engrossed—To House	1037
SAs rejected—Conference requested—To GCCA	1062
Conference granted—To GCCA	1063

HB 944—By McGahey and Hopkins—An Act relating to motor vehicles; * * * by restricting such grounds to convictions in courts of record; * * * and declaring an emergency.

1st Reading	996
2nd Reading	1005
CR	1251

PART VI

HOUSE JOINT RESOLUTIONS

(Titles in full shown on page numbers
opposite "1st Readings".)

HJR 506—By Ham et al of the House and Trent of the Senate.—A Joint Resolution authorizing the Oklahoma Public Welfare Commission to transfer to the Oklahoma Emergency and General Assistance account, funds * * * and declaring an emergency.

1st Reading ----- 151
2nd Reading—To Calendar ----- 157
Considered, advanced — 3rd Reading—To House ----- 162-163
4th Reading ----- 179
Approved by Governor February 4, 1959.

HJR 509—By Bond (Marshall) et al.—A Resolution pertaining to number plates for farm trucks; * * * and declaring an emergency.

1st Reading ----- 738
2nd Reading ----- 750
CR ----- 912
Considered, advanced, 3rd Reading
—To House ----- 1108
4th Reading ----- 1187
Approved by Governor July 15, 1959.

HJR 510—By Taliaferro et al of the House and Allen, Cobb, Field, Fine, Hall, Hamilton, Harris, McSpadden and Shoemaker of the Senate.—A Joint Resolution to create land grant equalization fund for certain higher education institutions.

1st Reading ----- 738

2nd Reading ----- 750
CR ----- 886
Considered, advanced, 3rd Reading,
referred ----- 1006
Engrossed—To House ----- 1013
SAs rejected—Conference requested—To GCCA ----- 1062
Conference granted—To GCCA --- 1063

HJR 511—By Baggett et al.—A joint resolution authorizing and directing the State Board of Public Affairs to dedicate and convey to the public for public street purposes certain lands situated in Oklahoma County, and owned by the State of Oklahoma.

1st Reading ----- 344
2nd Reading ----- 348
CR ----- 369
Considered, advanced, 3rd Reading,
To House ----- 396
4th Reading ----- 423
Approved by Governor March 30, 1959.

HJR 512—By Baggett et al.—A joint resolution authorizing and directing the State Board of Public Affairs to dedicate and convey to the public for public street purposes certain lands situated in Oklahoma county, and owned by the State of Oklahoma.

1st Reading ----- 344
2nd Reading ----- 348
CR ----- 369

Considered, advanced, 3rd Reading	
—To House	397
4th Reading	423
Approved by Governor March 30, 1959.	

HJR 513—By Camp et al of the House and Walker of the Senate.—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection * * * relating to establishment of a plan of state financial assistance to Oklahoma communities to facilitate Oklahoma's industrial development; * * *

1st Reading	513
2nd Reading	526
CR—Re-ref	581
CR	624
Considered, advanced, 3rd Reading, referred	1016
Engrossed—To House	1037
SAs concurred in—passed	1196
4th Reading	1217
To Secretary of State July 1, 1959	

HJR 514—By Murrow.—A Joint Resolution relating to highways; designating U.S. Highway No. 281 to be known as "U.S. American Legion Memorial Highway"; outlining duties of the Oklahoma Planning and Resources Board.

1st Reading	514
2nd Reading	526
CR	581
Considered, advanced, 3rd Reading	
—To House	613
4th Reading	629
To Secretary of State May 7, 1959.	

HJR 517—By Arrington et al of the House and Collins and Bailey of the Senate.—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, * * * providing for a bond issue for higher education and a school and hospital for the mentally retarded; * * * and declaring an emergency.

1st Reading	746
2nd Reading	750

CR—Re-ref	797
CR	886
Considered, advanced, 3rd Reading, referred	1297
Engrossed—To House	1316
SAs concurred in—passed	1333
4th Reading	1337
To Secretary of State July 3, 1959.	

HJR 518—By Forsythe et al.—A joint resolution directing the Secretary of State to refer to the people for their approval or rejection, * * * authorizing an additional county ad valorem tax levy not exceeding two and one-half mills on the dollar of assessed valuation for a department of health, and ordering a special election.

1st Reading	576
2nd Reading	584
CR	624
Considered, advanced, 3rd Reading, referred	843
Engrossed—To House	852
SAs concurred in—passed	955
4th Reading	982
To Secretary of State June 18, 1959.	

HJR 519—By Mountford.—A joint resolution proposing an amendment to Section 21, Article 5, Oklahoma Constitution, relating to the compensation and expenses of members of the legislature; * * *

1st Reading	454
2nd Reading	459
CR—Re-ref	709
CR	747
Considered, advanced, 3rd Reading	
—To House	778
4th Reading	812
To Secretary of State July 3, 1959.	

HJR 520—By Spear and Bullard.—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection * * * providing for the Legislature to call itself into Special Session under certain conditions; and ordering a Special Election.

1st Reading	738
2nd Reading	750
CR—Re-ref	1062
2nd Committee reference rescinded	
—To Calendar	1105
Considered, advanced, 3rd Reading,	
referred	1245
Engrossed—To House	1259
SAs concurred in—passed except	
Section 4	1333
4th Reading	1368
To Secretary of State July 3, 1959.	

HJR 523—By Committee on Mental Health and Retardation and Bradley (Tulsa) et al.—A Joint Resolution proposing an amendment * * * whereby the State may become indebted in an amount not to exceed Six Million Dollars (\$6,000,000.00) for the purpose of constructing, and equipping State buildings to be used as a school for mentally retarded children; * * *

1st Reading	703
2nd Reading	711
CR—Re-ref	747

HJR 524—By Reneau et al of the House and Sandlin, King, Morford and Trent of the Senate.—A Joint Resolution directing the secretary of state to refer to the people for their approval or rejection * * * providing for regular annual sessions of the legislature, * * *

1st Reading	611
2nd Reading	620
CR—Re-ref	709

HJR 525—By Ogden et al.—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, * * * creating a State Highway Commission of eight members to be appointed from districts created herein; * * *

1st Reading	738
2nd Reading	750

HJR 526—By Ham and Daniel.—A Joint Resolution providing for the disposition of any and all bonus, delay

rental, and royalty moneys received upon behalf of the State of Oklahoma * * *

1st Reading	585
2nd Reading	591
CR	811
Considered, advanced, 3rd Reading	
—To House	816
4th Reading	833

Approved by Governor June 5, 1959.

HJR 527—By Howard and McCune.—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection * * * by allowing candidates for the office of presidential elector to be nominated at conventions of their political parties; * * *

1st Reading	585
2nd Reading	591
CR	624
Considered, advanced, 3rd Reading	
—To House	634
4th Reading	659

To Secretary of State May 6, 1959.

HJR 528—By Bond (Stephens), et al.—A Resolution directing the State Highway Department to offer certain unused highway equipment and materials for sale to the counties of Oklahoma before disposing of the same as junk; and declaring an emergency.

1st Reading	514
2nd Reading	526
CR	641
Considered, advanced, 3rd Reading	676
Consideration of emergency de-	
ferred	676
Emergency roll call—To House	1347
4th Reading	1368

Approved by Governor July 16, 1959.

HJR 529—By Buckler—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, a proposed amendment * * * authorizing the legislature to create retirement systems for state officers and employees * * *

1st Reading -----	978
2nd Reading -----	988

HJR 530—By Allard, et al of the House and Field of the Senate—A Resolution relating to state parks and recreation areas; taking notice of the natural and historic attractions of northwest Cimarron county; of the prominence in that area of the "black mesa," * * *

1st Reading -----	738
2nd Reading -----	750
Wd—To Calendar -----	785
Considered, advanced, 3rd Reading	
--To House -----	1009
4th Reading -----	1036

Approved by Governor June 27, 1959.

HJR 531—By Skaggs—A "Buy American" Resolution; taking cognizance of the desirability of purchasing products and supplies produced in the United States, * * *

1st Reading -----	944
2nd Reading -----	954
CR -----	997
Considered, advanced, 3rd Reading	
--To House -----	1012
4th Reading -----	1036

Approved by Governor June 27, 1959.

HJR 532 By Poynor and Wolf of the House and Bailey of the Senate—A Joint Resolution authorizing and directing the State Board of Public Affairs to grant and convey to the City of Norman, Oklahoma, a tract of land * * * on the site of Central State Griffin Memorial hospital, Norman, Oklahoma, * * *

1st Reading -----	585
2nd Reading -----	591
CR -----	613
Considered, advanced, 3rd Reading	
--To House -----	621
4th Reading -----	650

Approved by Governor May 8, 1959.

HJR 533—By Van Hooser of the House and Stipe of the Senate—A Joint Resolution relating to the State Capitol Building and to the protection of visitors and employees against personal injury and death; * * * and declaring an emergency.

1st Reading -----	739
2nd Reading -----	750
CR -----	811

HJR 534—By Taliaferro and Ozmun of the House and Harris of the Senate—A Joint Resolution authorizing and directing the Oklahoma Tax Commission to investigate the claim of W. H. Parsons, an individual doing business as Parsons wholesale company, of Lawton, Oklahoma * * *

1st Reading -----	659
2nd Reading -----	661
CR -----	709
Considered, advanced, 3rd Reading	
--To House -----	785
4th Reading -----	823

Approved by Governor June 5, 1959.

HJR 536—By Forsythe, et al—A Joint Resolution directing the Secretary of State to refer to the people, for their approval or rejection, * * * providing for extending voting privileges for new residents of the United States who have lived in Oklahoma sixty (60) days or more, but limiting voting privilege to presidential and vice-presidential electors; * * *

1st Reading -----	913
2nd Reading -----	931

HJR 538—By Howe, et al of the House and Grantham of the Senate—A Joint Resolution relating to the 101 Ranch; * * *

1st Reading -----	913
2nd Reading -----	931
CR -----	982
Considered, advanced, 3rd Reading,	
referred -----	1012
Engrossed—To House -----	1035

SAs rejected—Conference request-
ed—To GCCA ----- 1062
Conference granted—To GCCA--- 1063

HJR 539—By Williams (Murray)—A Joint Resolution authorizing the Oklahoma School for the deaf to expend monies, * * * for the purchase of a station wagon and necessary equipment and accessories incidental thereto; * * * and declaring an emergency.

1st Reading ----- 913
2nd Reading ----- 931
CR ----- 1186
Considered, advanced, 3rd Reading
--To House ----- 1216
4th Reading ----- 1235
Approved by Governor July 15, 1959.

HJR 540—By Poynor, et al—A Joint Resolution proposing an amendment of the Constitution of Oklahoma * * * permitting an additional tax levy for co-operative county library purposes in certain counties * * *

1st Reading ----- 913
2nd Reading ----- 931
CR ----- 988
Considered, advanced, 3rd Reading
--To House ----- 1239
4th Reading ----- 1259
To Secretary of State July 2, 1959.

HJR 541—By Wilkerson of the House and Pitcher of the Senate—A Joint Resolution taking notice of the educational value of service as a page in the Oklahoma Legislature; providing that days so spent shall be counted as days in school for pages; * * * and declaring an emergency.

1st Reading ----- 838

2nd Reading ----- 856
CR ----- 931

HJR 542—By Cartwright and Belvin—A Joint Resolution relating to a claim for rent against the Federal-State Inspection service; * * * and declaring an emergency.

1st Reading ----- 913
2nd Reading—To Calendar ----- 932
Considered, advanced, 3rd Reading
--To House ----- 1024
4th Reading ----- 1045
Approved by Governor June 30, 1959.

HJR 543—By Cox, et al—A Joint Resolution authorizing and directing the Oklahoma Department of Public Welfare and the Vocational Rehabilitation Division * * * to enter into a contractual agreement whereby the Oklahoma Department of Public Welfare will purchase services from the Vocational Rehabilitation Division * * * and declaring an emergency.

1st Reading ----- 1048
2nd Reading—To Calendar ----- 1076
Considered, advanced, 3rd Reading
--To House ----- 1236
4th Reading ----- 1259
Approved by Governor July 17, 1959.

HJR 544—By McCarty of the House and Baldwin of the Senate—A Joint Resolution relating to state agencies; taking official notice of the desirability of the use by state agencies of steel products * * * and declaring an emergency.

1st Reading ----- 913
2nd Reading ----- 932
CR ----- 997

PART VII

HOUSE CONCURRENT RESOLUTIONS

(Titles in full shown on page numbers
opposite "Received")

HCR 501—By Bullard et al of the House and Field, et al of the Senate.—A concurrent Resolution expressing the deep regret and sorrow of the members of the Twenty-seventh Legislature at the death of the Honorable Floyd Sumrall of Beaver County, a member of the House of Representatives of the Twenty-second through the Twenty-sixth regular sessions; * * *

Received—considered—adopted—To
House 50-52
Enrolled copy signed—To House .. 102

HCR 502—By Sparks and Arrington of the House and Collins of the Senate.—A concurrent Resolution commending and congratulating the 1958 edition of the Cushing High School Football Team and Coach Melvin Skelton upon winning the 1958 Class "A" Championship.

Received—considered—adopted—To
House102-103
Enrolled copy signed—To House .. 117

HCR 503—By Shoemake.—A Resolution in memory of General W. S. Key, military, civic, political and business leader; * * *

Received—considered—adopted—To
House109-110
Enrolled copy signed—To House.. 122

HCR 504—By Howe (Kay) et al of the House and Grantham of the Senate.—A concurrent Resolution expressing

deep sorrow and regret at the death of the Honorable Guy O. Bailey, a member of the House of Representatives of the Twenty-second through the Twenty-sixth Legislatures; * * *

Received—considered—adopted—To
House109; 110-111
Enrolled copy signed—To House.. 122

HCR 505—By Buckler et al of the House and Cartwright (Seminole), et al of the Senate.—A concurrent Resolution expressing the regret and sorrow of the members of the Twenty-seventh Legislature for the demise of the Honorable Cornelius Con Long, former representative from Seminole County; * * *

Received—considered—adopted—To
House115-117
Enrolled copy signed—To House.. 128

HCR 506—By Etling et al.—A House concurrent Resolution commending and congratulating Ethan Labrier of Cimarron County, Oklahoma, upon receiving the Star Farmer Award.

Received—considered—adopted—To
House127-128
Enrolled copy signed—To House .. 157

HCR 507—By Meacham, Ogden and Nance, of the House and Wilson (Beckham), of the Senate.—A Resolution in tribute to the memory of H. F. (Frank) Carmichael, late member of the House

of Representatives and respected citizen of the State of Oklahoma; * * *

Received—considered—adopted—To House -----151; 158
Enrolled copy signed—To House -- 165

HCR 508—By Bradley (Tulsa) et al of the House and Land of the Senate.—A Resolution commemorating the life of the late Gary Y. Vandever, civic, religious and business leader; * * *

Received ----- 174
Considered—adopted—To House -- 196
Enrolled copy signed—To House -- 217

HCR 509—By Patterson, of the House and Kerr, of the Senate.—A Resolution noting and commending the athletic achievements of the "Grandfield Bearcats"; * * *

Received ----- 175
Considered, adopted—To House -- 197
Enrolled copy signed—To House -- 217

HCR 510—By Wilson (Cherokee) et al of the House and Fine, Shoemaker, Mahan, Hall and McSpadden of the Senate.—A concurrent Resolution commending the North Eastern State College "Red Men" and their Coach; * * *

Received—considered—adopted—To House -----177-179
Enrolled copy signed—To House-- 200

HCR 511—By Sparks and Arrington of the House and Collins of the Senate.—A Resolution acclaiming Miss Malinda Diggs Berry of Stillwater for the honors she has brought to the State of Oklahoma and for the great distinction and honor she has received by being chosen as America's 1959 National Maid of Cotton.

Received—considered—adopted—To House ----- 198
Enrolled copy signed—To House -- 225

HCR 512—By Committee on County, State and Federal Government.—A Concurrent Resolution directing the legislative council of the State of Oklahoma to make a study of, compile and codify

all of the laws of the State pertaining to county government during the 1959-1961 interim.

Received ----- 297
Wd—Re-ref ----- 461
CR ----- 468
Considered—adopted—To House-- 483
Enrolled copy signed—To House 518

HCR 513—By Foster et al of the House and Grantham et al of the Senate.—A Concurrent Resolution commemorating Boy Scout Week and the 49th Anniversary of the Boy Scouts of America.

Received—considered—adopted—To House ----- 224
Enrolled copy signed—To House -- 241

HCR 514—By Shibley, Craig and Howe of the House and Grantham of the Senate.—A concurrent Resolution expressing the regret and sorrow of the members of the Twenty-Seventh legislature for the demise of the honorable Harris G. Olmstead, former chairman of the State Board of Public Affairs; * * *

Received ----- 262
Considered—adopted—To House-- 269
Enrolled copy signed—To House -- 296

HCR 515—By Ogden and Huser of the House and Wilson (Beckham) Payne et al of the Senate.—A Resolution relating to the forthcoming United States Naval orientation program for outstanding newsmen of the nation; * * * commending Representative Allard and Senator Breeden for receiving this honor, and designating them the official representatives of the Oklahoma Legislature and the State of Oklahoma; * * *

Received—considered—adopted—To House ----- 328
Enrolled copy signed—To House -- 345
Reports under -----431; 941

HCR 516—By Skeith, et al of the House and Stipe of the Senate.—A Con-

current Resolution expressing sorrow at the death of H. C. McLeod, Warden of the State Penitentiary, McAlester * * *

Received—considered — adopted—
 To House ----- 335
 Enrolled copy signed—To House-- 352

HCR 517—By Howe, et al of the House and Grantham of the Senate—A Concurrent Resolution congratulating the Ponca City Wildcats for winning the Thirty-ninth annual State High School Wrestling Tournament at Perry, Oklahoma, February 28, 1959 * * *

Received—considered — adopted—
 To House ----- 342
 Enrolled copy signed—To House-- 359

HCR 518—By Nance, et al —A Concurrent Resolution adopting a statement of policy and action for the Lieutenant Governor * * *

Received—referred to Committee. 375

HCR 519—By Vandiver and Traw of the House and Hamilton of the Senate—A Concurrent Resolution commending and congratulating the Howe High School girls' basketball team and their coach, Noel D. Babb, upon winning the Class "B" State Basketball Championship.

Received—considered — adopted—
 To House ----- 374
 Enrolled copy signed—To House-- 396

HCR 520 -- By Shibley, Foster and Rogers of the House and Miskovsky of the Senate—A Concurrent Resolution recognizing the Eastern Orthodox Church as a major faith in the State of Oklahoma.

Received ----- 374
 Wd—Re-ref ----- 461
 CR ----- 709
 Considered — adopted—To House 762
 Enrolled copy signed—To House-- 795

HCR 521—By Ham and Daniel of the House and Hope of the Senate—A Resolution congratulating the girl's basketball team of Elmore City * * *

Received — considered— adopted --
 To House ----- 386
 Enrolled copy signed—To House-- 404

HCR 523—By McCarty, et al of the House and Miskovsky of the Senate—A Resolution taking note of the election of C. G. Baker, manager of the Oklahoma State Fair, to the Hall of Fame of the International Association of Fairs and Expositions; * * *

Received — considered—adopted—
 To House ----- 394
 Enrolled copy signed—To House-- 409

HCR 524—By Arrington, et al of the House, and Land, Cartwright (Seminole) and Berrong of the Senate—A Concurrent Resolution designating 1959 as Oil Industry's Centennial Year in Oklahoma; * * *

Received ----- 452
 Considered—adopted—To House-- 543
 Enrolled copy signed—To House-- 574

HCR 525—By Sparks and Arrington of the House, and Collins, of the Senate—A Resolution congratulating the Stillwater Pioneer Highschool basketball team on their winning the 1959 Class A Basketball Crown.

Received ----- 452
 Considered—adopted—To House-- 480
 Enrolled copy signed—To House-- 516

HCR—526—By Metcalf, et al of the House and Dacus of the Senate—A Concurrent Resolution expressing grief and sorrow of the Members of the Twenty-Seventh Legislature for the death of the Honorable Clarence L. "Jumbo" Krieger, former Representative from Kiowa County; * * *

Received — considered—adopted—
 To House ----- 471
 Enrolled copy signed—To House-- 495

HCR 527—By Taliaferro and Ozmun of the House, and Harris of the Senate—A Concurrent Resolution authorizing and directing the Oklahoma Tax Commission to investigate the claim of W.

H. Parsons, an individual doing business as Parsons Wholesale Company, of Lawton, Oklahoma, * * *

Received -- considered--adopted--
To House ----- 491
Enrolled copy signed--To House-- 518

HCR 528—By Shibley—A Concurrent Resolution directing the Legislative Council, in cooperation with the Corporation Commission, to codify the oil and gas laws of the State of Oklahoma.

Received --To Calendar ----- 513
Stricken ----- 891

HCR 529—By Johnston, et al—A Resolution commemorating the week of April 12-18 known as Pan American Week, and the day of April 14 designated Pan American Day; Saluting our neighboring countries to the South * * *

Received--To Calendar ----- 513
Considered--adopted--To House-- 532
Enrolled copy signed--To House-- 556

HCR 530—By Andrews, et al of the House and Baldwin, Field of the Senate—A Resolution commending and congratulating Jim Hamilton, Heavener, son of Senator Clem M. Hamilton, upon his election as 1959 President of the Young Democrats * * *

Received--considered -- adopted--
To House ----- 552
Enrolled copy signed--To House-- 574

HCR 531—By Howe, et al of the House, and Grantham and Mahan of the Senate—A Resolution memorializing Congress to provide the ways and means of constructing the Kaw Dam and Reservoir Project upon the Central Arkansas River Basin.

Received -- considered--adopted--
To House ----- 566; 568
Enrolled copy signed--To House-- 589

HCR 532—By Goodfellow and Kardokus of the House, and Baldwin of the Senate—A House Concurrent Resolution congratulating and commending the students of Carnegie High School * * *

Received -- considered--adopted--
To House ----- 566
Enrolled copy signed--To House-- 589

HCR 533—By Goodfellow and Kardokus of the House and Baldwin of the Senate—A Concurrent Resolution congratulating the Broxton baseball team, their parents and superintendent, * * *

Received--considered -- adopted--
To House ----- 566; 567
Enrolled copy signed--To House-- 589

HCR 534—By Ham and Arrington—A Resolution welcoming Princess Rudivoravan of Thailand to the State of Oklahoma * * *

Received; Stricken ----- 615; 891
Vote reconsidered by which
stricken ----- 985
Considered--adopted--To House-- 985
Enrolled copy signed--To House-- 996

HCR 535—By Shoemake and Watkins of the House and Tipps of the Senate—A Resolution in praise of Miss Jerrie Cobb; commending her great achievement in recapturing from the Soviet Union the world's speed record for light twin-engined aircraft; * * *

Received--To Calendar ----- 589
Considered--adopted--referred --- 898
Engrossed--To House ----- 929
SAs concurred in--adopted ----- 944
Enrolled copy signed--To House 970

HCR 536—By Patterson of the House and Kerr of the Senate—A House Concurrent Resolution commending and congratulating Future Farmer of America, George Biggs, Tipton Chapter, * * *

Received--considered--adopted--To
House ----- 622
Enrolled copy signed--To House -- 650

HCR 537—By Bullard—A Concurrent Resolution fixing the day and the hour of sine die adjournment of the Regular Session of the Twenty-Seventh Legislature of the State of Oklahoma.

Received—To Calendar (by error)
 — To Committee ----- 886
 Considered—adopted—referred --- 1190
 ML; Wd -----1191; 1255
 Engrossed—To House ----- 1255
 SAs concurred in—adopted ----- 1263
 Enrolled copy signed—To House -- 1264

HCR 539—By Johnston, of the House and Hope, of the Senate.—A Resolution of appreciation and commendation of General Maxwell D. Taylor, upon the event of his retirement from the Army of the United States and the high position of Chief of Staff of that army.

Received—To Calendar ----- 716
 Considered—adopted—To House -- 890
 Enrolled copy signed—To House -- 909

HCR 540—By Poyner et al of the House and Bailey of the Senate.—A Concurrent Resolution taking note of the election of Guy Primrose, a former page of the Oklahoma Legislature, to the office of national president of the distributive education clubs of America; * * *

Received—considered—adopted—To
 House ----- 761
 Enrolled copy signed—To House -- 795

HCR 541—By Cox and Hall of the House and Cowden of the Senate.—A Resolution commending and congratulating Dan Erwin, member of the University of Oklahoma Track Team and resident of Chandler, Oklahoma.

Received; considered—adopted—To
 House -----761; 762
 Enrolled copy signed—To House -- 795

HCR 542—By Willis (Jackson) of the House and Kerr of the Senate.—A Concurrent Resolution taking notice of the achievements of the Journalism Class of Altus High School; * * *

Received—considered—adopted—To
 House ----- 799
 Enrolled copy signed—To House -- 833

HCR 543—By McCarty et al of the House and Land et al of the Senate.—A

Concurrent Resolution expressing deep sorrow and extending the sympathy of 27th Legislature in the death of Alexander Johnston, Sr., father of Alexander Johnston, Jr., a member of the House of Representatives.

Received—considered—adopted—To
 House ----- 790
 Enrolled copy signed—To House -- 823

HCR 544—By Bower et al of the House and Morford, Wilson (Greer) and Bailey of the Senate.—A Resolution relating to the commercial laws of this State; * * *

Received; considered—adopted—To
 House -----799; 801
 Enrolled copy signed—To House -- 833

HCR 545—By Howe and Craig of the House and Grantham of the Senate.—A Concurrent Resolution commending Lewis A. Maxwell for his many contributions to good citizenship and activities as president of the Oklahoma Junior Chamber of Commerce.

Received; considered—adopted—To
 House -----799; 800
 Enrolled copy signed—To House -- 833

HCR 546—By McCarty.—A Concurrent Resolution relating to a study of sales finance and loan laws; * * *

Received; considered—adopted—To
 House -----799; 800
 Enrolled copy signed—To House -- 833

HCR 547—By Shoemake et al of the House and Herndon, of the Senate.—A Concurrent Resolution making note of the need for study of the special problems of urban and rural areas, and governmental subdivisions and municipalities; * * *

Received—considered—adopted—To
 House -----822; 1362
 Enrolled copy signed—To House -- 1368

HCR 548—By Cole et al of the House and Payne of the Senate.—A Concurrent

Resolution taking official notice of the driving accomplishments and honors of Carl Crim of Okmulgee, Oklahoma; * * *
 Received—considered—adopted—To House ----- 822
 Enrolled copy signed—To House -- 853

HCR 549—By Moad of the House and McColgin et al of the Senate.—A Resolution commending L. L. Males of Cheyenne on his being chosen "watershed man of the year."
 Received—considered—adopted—To House ----- 835
 Enrolled copy signed—To House -- 863

HCR 550—By Jones and Jumper, of the House, and McClendon, of the Senate.—A concurrent resolution taking official notice of the accomplishments of the Broken Bow High School Track Team * * *
 Received—considered—adopted—To House ----- 853; 861
 Enrolled copy signed—To House -- 886

HCR 551—By Goodfellow and Kardokus of the House and Baldwin of the Senate.—A Concurrent Resolution taking notice of the importance of 4-H Club work to the State of Oklahoma; * * *
 Received—considered—adopted—To House ----- 864
 Enrolled copy signed—To House -- 886

HCR 552—By Allard et al of the House and King, Allen, Bailey, Baldwin, Berrong, Boecher, Breeden, Carrier, Cartwright (Seminole), Cartwright (Bryan), Cobb, Collins, Cowden, Dacus, Easterly, Field, Fine, Garvin Grantham, Hall, Hamilton, Harris, Herndon, Hope, Kerr, Land, Mahan, McClendon, McColgin, McSpadden, Miskovsky, Morford, Payne, Pazoureck, Pitcher, Ritzhaupt, Sandlin, Shoemake, Stipe, Tipps, Trent, Walker, Wilson (Greer), and Wilson (Beckham), of the Senate.—A Concurrent Resolution expressing regret and sorrow of the members of the Twenty-seventh Oklahoma Legislature for the

death of Representative Samuel Monroe Mitchell of Haskell County; * * *
 Received—considered—adopted—To House ----- 903
 Enrolled copy signed—To House -- 908

HCR 553—By Roberts et al of the House, and Allen, Berrong, Morford, Tipps and Herndon, of the Senate.—A Resolution taking official notice of "operation understanding," * * *
 Received ----- 970

HCR 554—By Poynor and Wolf, of the House and Bailey, of the Senate.—A Concurrent Resolution taking notice of the offer of a bust of Robert L. Williams, Third Governor of Oklahoma for placement in the State Capitol; * * *
 Received—considered—adopted—To House ----- 982; 983
 Enrolled copy signed—To House -- 996

HCR 556—By Howe, et al of the House and Grantham and Mahan, of the Senate.—A Resolution noting the election of Lee Hurst of Ponca City High School as Girls State governor; * * *
 Received—To Calendar ----- 996
 Considered—adopted—To House-- 1003
 Enrolled copy signed—To House-- 1036

HCR 557—By Arrington and Sparks of the House and Collins of the Senate.—A Concurrent Resolution applauding and commending Oklahoma State University for its 1959 Championship Athletic Season * * *
 Received; To Calendar ----- 1182; 1183
 Considered—adopted—To House-- 1227
 Enrolled copy signed—To House-- 1242

HCR 558—By Willis (Jackson) of the House and Kerr of the Senate.—A Concurrent Resolution commending Eddie Fisher, of Altus, Oklahoma, for his accomplishments as a major league pitcher; * * *
 Received—adopted—To House---- 1182
 Enrolled copy signed—To House-- 1210

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Co-Author:

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Author:

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Co-Author:

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Author:

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Co-Author:

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SJR 31 p 891	SR 46 p 804	HCR 523 p 394
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SCR 1 p 125	SR 54 p 1043	HCR 530 p 552
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Author:

SB 76 p 131	SB 194 p 401	SJR 7 p 101
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Co-Author:

SB 6 p 712	SR 6 p 47	HB 508 p 132
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Co-Author:

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—Committee (Interim):

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Author:

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Co-Author:

SB 6 p 701	SJR 19 p 439; 806	SR 7 p 48
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Co-Author:

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SB 161 p 576	SR 22 p 219	HCR 507 p 157
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SB 359 p 1051	SR 25 p 282	HCR 515 p 328
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Author:

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SB 182 p 372	SJR 13 p 241	SR 69 p 1233
SB 195 p 649	SJR 14 p 241	SR 72 p 1254

Co-Author:

SB 2 p 10	SR 4 p 45	SR 62 p 1175
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SB 36 p 100	SR 7 p 48	SR 68 p 1232
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SB 92 p 726	SR 9 p 76	SR 74 p 1281
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CARTWRIGHT, Senator Keith:

Appointments—Committee (Conference):

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—Committee (Interim):

Executive Committee—Legislative Council ----- 1367

—Committees (Standing):

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Planning and Resources -----	7
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Social Welfare -----	8
State and Federal Government -----	8

Author:

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SB 155 p 318	SB 359 p 997	
SB 280 p 601	SCR 27 p 994	

Co-Author:

SB 1 p 10	SCR 29 p 1031	SR 59 p 1132
SB 3 p 10	SCR 33 p 848	SR 62 p 1175
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SB 12 p 294	SR 3 p 44	SR 64 p 1183
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SCR 14 p 701	SR 56 p 1074	HCR 552 p 903
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HB 720 p 756

—Committees (Special):

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 Under: SR 32 p 465

—Committees (Standing):

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 Penal Institutions ----- 7
 Planning and Resources ----- 7
 Privileges and Elections ----- 7
 Revenue and Taxation ----- 8
 Roads and Highways ----- 8

Author:

SB 155 p 318 SJR 37 p 997 SR 21 p 214
 SB 163 p 332 SR 14 p 126

Co-Author:

SB 6 p 712	SJR 5 p 68	SR 59 p 1132
SB 10 p 50	SR 6 p 47	SR 61 p 1173
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SB 316 p 719	SR 18 p 179	HB 656 p 428
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COLE, John T.: Confirmation of ----- 884

COLLINS, Senator Everett S.:

Appointments—Committees (Conference):

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—Committees (Standing):

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Education -----	7
Oil and Gas -----	7
Public Safety -----	8
Roads and Highways -----	8

Author:

SB 9 p 50	SB 228 p 469
SB 191 p 482	SB 355 p 939

Co-Author:

SB 3 p 10	SR 8 p 49	HB 508 p 132
SB 6 p 712	SR 9 p 76	HB 509 p 188
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SB 325 p 746	SR 27 p 305	HB 656 p 428
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SJR 19 p 439; 806	SR 48 p 849	HB 752 p 576
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SCR 5 p 355	SR 51 p 967	HB 769 p 648
SCR 7 p 393	SR 54 p 1043	HB 792 p 826
SCR 10 p 433	SR 55 p 1073	HB 813 p 1215
SCR 13 p 640	SR 56 p 1074	HB 849 p 1040
SCR 20 p 819	SR 58 p 1131	HB 878 p 945
SCR 21 p 848	SR 59 p 1132	HJR 517 p 746
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SR 2 p 43	SR 62 p 1175	HCR 502 p 102
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SR 4 p 45	SR 65 p 1189	HCR 511 p 198
SR 5 p 68	SR 67 p 1231	HCR 514 p 269
SR 6 p 47	SR 68 p 1232	HCR 515 p 328
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Author:

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Co-Author:

SB 6 p 712	SCR 14 p 701	SR 19 p 199
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Author:

SB 76 p 131 SCR 19 p 803

Co-Author:

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SB 182 p 916	SCR 28 p 994	SR 55 p 1073
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Author:

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SB 255 p 543	SR 33 p 456	

Co-Author:

SB 2 p 10	SB 55 p 873	SB 160 p 396
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Author:

SB 145 p 299	SB 250 p 523	SB 356 p 951
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SB 220 p 456	SB 335 p 812	SR 65 p 1189

Co-Author:

SB 2 p 10	SCR 5 p 355	SR 28 p 311
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SB 6 p 712	SCR 13 p 640	SR 45 p 760
SB 9 p 50	SCR 14 p 701	SR 49 p 911
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Author:

SB 105 p 201	SR 8 p 49	SR 54 p 1043
SB 159 p 323	SR 11 p 77	

Co-Author:

SB 3 p 10	SCR 10 p 433	SR 28 p 311
SB 6 p 712	SCR 20 p 819	SR 44 p 693
SB 10 p 50	SCR 21 p 848	SR 45 p 760
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Author:

SB 17 p 79	SB 296 p 666	SB 343 p 848
SB 93 p 167	SB 329 p 782	SJR 17 p 361
SB 127 p 259	SB 334 p 812	SR 75 p 1315

Co-Author:

SB 3 p 10	SB 57 p 193	SB 142 p 276
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Author:

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Co-Author:

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Author:

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Co-Author:

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Author:

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Co-Author:

SB 4 p 42	SJR 7 p 161	SR 2 p 43
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Author:

SB 171 p 352	SB 190 p 392
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Co-Author:

SB 6 p 712	SB 118 p 401	SB 216 p 439
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SB 41 p 108	SB 115 p 222	

Co-Author:

SB 39 p 107	SCR 1 p 125	SR 10 p 76
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Author:

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Co-Author:

SB 3 p 10	SB 284 p 627	SCR 10 p 433
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Co-Author:		
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Author:

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Co-Author:

SB 2 p 279	SCR 29 p 1031	SR 54 p 1043
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Author:

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Co-Author:

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SB 6 p 712	SCR 21 p 848	SR 54 p 1043
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Co-Author:

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Constitutional Amendments, Initiative and Referendum and Code Revision	6
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Planning and Resources	7
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Author:

SB 11 p 73	SR 44 p 693	SR 53 p 1004
SB 57 p 120	SR 48 p 849	

Co-Author:

SB 3 p 10	SB 143 p 284	SB 312 p 781
SB 10 p 50	SB 149 p 303	SB 317 p 719
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Author:

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Co-Author:

SB 3 p 10	SB 57 p 193	SB 119 p 418
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Author:

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Co-Author:

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Author:

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SB 209 p 423	SB 321 p 735	SJR 34 p 886

Co-Author:

SB 3 p 10	SB 120 p 493	SB 200 p 407
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SB 103 p 187	SB 147 p 303	SB 230 p 469

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Author:

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Co-Author:

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SB 25 p 881	SB 173 p 988	HB 580 p 716
SB 28 p 624	SB 195 p 988	HB 581 p 1063
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Author:

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Co-Author:

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Author:

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SB 289 p 649	SCR 9 p 411	

Co-Author:

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Author:

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Co-Author:

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Author:

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SB 100 p 187	SB 231 p 469	

Co-Author:

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SB 33 p 810	SB 195 p 988	HB 582 p 810
SB 35 p 988	SB 207 p 809	HB 625 p 716
SB 40 p 988	SB 214 p 988	HB 638 p 958
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Co-Author:

SB 2 p 10	SR 8 p 49	SR 74 p 1281
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Author:

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Co-Author:

SB 2 p 10	SB 285 p 715	HB 737 p 686
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Author:

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Co-Author:

SB 10 p 50	SR 4 p 45	SR 68 p 1232
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Co-Author:

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